

***In the Senate of the United States,***

*July 18, 2000.*

*Resolved*, That the bill from the House of Representatives (H.R. 4811) entitled “An Act making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2001, and for other purposes.”, do pass with the following

**AMENDMENT:**

Strike out all after the enacting clause and insert:

1 *That the following sums are appropriated, out of any*  
2 *money in the Treasury not otherwise appropriated, for the*  
3 *fiscal year ending September 30, 2001, and for other pur-*  
4 *poses, namely:*

1 *TITLE I—EXPORT AND INVESTMENT ASSISTANCE*

2 *EXPORT-IMPORT BANK OF THE UNITED STATES*

3 *The Export-Import Bank of the United States is au-*  
 4 *thorized to make such expenditures within the limits of*  
 5 *funds and borrowing authority available to such corpora-*  
 6 *tion, and in accordance with law, and to make such con-*  
 7 *tracts and commitments without regard to fiscal year limi-*  
 8 *tations, as provided by section 104 of the Government Cor-*  
 9 *poration Control Act, as may be necessary in carrying out*  
 10 *the program for the current fiscal year for such corporation:*  
 11 *Provided, That none of the funds available during the cur-*  
 12 *rent fiscal year may be used to make expenditures, con-*  
 13 *tracts, or commitments for the export of nuclear equipment,*  
 14 *fuel, or technology to any country other than a nuclear-*  
 15 *weapon state as defined in Article IX of the Treaty on the*  
 16 *Non-Proliferation of Nuclear Weapons eligible to receive*  
 17 *economic or military assistance under this Act that has det-*  
 18 *onated a nuclear explosive after the date of the enactment*  
 19 *of this Act.*

20 *SUBSIDY APPROPRIATION*

21 *For the cost of direct loans, loan guarantees, insurance,*  
 22 *and tied-aid grants as authorized by section 10 of the Ex-*  
 23 *port-Import Bank Act of 1945, as amended, \$768,000,000*  
 24 *to remain available until September 30, 2004: Provided,*  
 25 *That such costs, including the cost of modifying such loans,*  
 26 *shall be as defined in section 502 of the Congressional Budg-*

1 *et Act of 1974: Provided further, That such sums shall re-*  
 2 *main available until September 30, 2019 for the disburse-*  
 3 *ment of direct loans, loan guarantees, insurance and tied-*  
 4 *aid grants obligated in fiscal years 2001, 2002, 2003, and*  
 5 *2004: Provided further, That none of the funds appro-*  
 6 *priated by this Act or any prior Act appropriating funds*  
 7 *for foreign operations, export financing, or related pro-*  
 8 *grams for tied-aid credits or grants may be used for any*  
 9 *other purpose except through the regular notification proce-*  
 10 *dures of the Committees on Appropriations: Provided fur-*  
 11 *ther, That funds appropriated by this paragraph are made*  
 12 *available notwithstanding section 2(b)(2) of the Export Im-*  
 13 *port Bank Act of 1945, in connection with the purchase*  
 14 *or lease of any product by any East European country,*  
 15 *any Baltic State or any agency or national thereof.*

#### 16 ADMINISTRATIVE EXPENSES

17 *For administrative expenses to carry out the direct*  
 18 *and guaranteed loan and insurance programs, including*  
 19 *hire of passenger motor vehicles and services as authorized*  
 20 *by 5 U.S.C. 3109, and not to exceed \$25,000 for official*  
 21 *reception and representation expenses for members of the*  
 22 *Board of Directors, \$58,000,000: Provided, That necessary*  
 23 *expenses (including special services performed on a contract*  
 24 *or fee basis, but not including other personal services) in*  
 25 *connection with the collection of moneys owed the Export-*  
 26 *Import Bank, repossession or sale of pledged collateral or*

1 *other assets acquired by the Export-Import Bank in satis-*  
 2 *faction of moneys owed the Export-Import Bank, or the in-*  
 3 *vestigation or appraisal of any property, or the evaluation*  
 4 *of the legal or technical aspects of any transaction for which*  
 5 *an application for a loan, guarantee or insurance commit-*  
 6 *ment has been made, shall be considered nonadministrative*  
 7 *expenses for the purposes of this heading: Provided further,*  
 8 *That, notwithstanding subsection (b) of section 117 of the*  
 9 *Export Enhancement Act of 1992, subsection (a) thereof*  
 10 *shall remain in effect until October 1, 2001.*

11 *OVERSEAS PRIVATE INVESTMENT CORPORATION*

12 *NONCREDIT ACCOUNT*

13 *The Overseas Private Investment Corporation is au-*  
 14 *thorized to make, without regard to fiscal year limitations,*  
 15 *as provided by 31 U.S.C. 9104, such expenditures and com-*  
 16 *mitments within the limits of funds available to it and in*  
 17 *accordance with law as may be necessary: Provided, That*  
 18 *the amount available for administrative expenses to carry*  
 19 *out the credit and insurance programs (including an*  
 20 *amount for official reception and representation expenses*  
 21 *which shall not exceed \$35,000) shall not exceed*  
 22 *\$38,000,000: Provided further, That project-specific trans-*  
 23 *action costs, including direct and indirect costs incurred*  
 24 *in claims settlements, and other direct costs associated with*  
 25 *services provided to specific investors or potential investors*  
 26 *pursuant to section 234 of the Foreign Assistance Act of*

1 1961, shall not be considered administrative expenses for  
2 the purposes of this heading.

3 *PROGRAM ACCOUNT*

4 *For the cost of direct and guaranteed loans,*  
5 *\$24,000,000, as authorized by section 234 of the Foreign*  
6 *Assistance Act of 1961 to be derived by transfer from the*  
7 *Overseas Private Investment Corporation noncredit ac-*  
8 *count: Provided, That such costs, including the cost of modi-*  
9 *fying such loans, shall be as defined in section 502 of the*  
10 *Congressional Budget Act of 1974: Provided further, That*  
11 *such sums shall be available for direct loan obligations and*  
12 *loan guaranty commitments incurred or made during fiscal*  
13 *years 2001 and 2002: Provided further, That such sums*  
14 *shall remain available through fiscal year 2010 for the dis-*  
15 *bursement of direct and guaranteed loans obligated in fiscal*  
16 *years 2001 and 2002: Provided further, That in addition,*  
17 *such sums as may be necessary for administrative expenses*  
18 *to carry out the credit program may be derived from*  
19 *amounts available for administrative expenses to carry out*  
20 *the credit and insurance programs in the Overseas Private*  
21 *Investment Corporation Noncredit Account and merged*  
22 *with said account.*

23 *FUNDS APPROPRIATED TO THE PRESIDENT*

24 *TRADE AND DEVELOPMENT AGENCY*

25 *For necessary expenses to carry out the provisions of*  
26 *section 661 of the Foreign Assistance Act of 1961,*

1 \$46,000,000, to remain available until September 30, 2002:  
 2 *Provided, That the Trade and Development Agency may re-*  
 3 *ceive reimbursements from corporations and other entities*  
 4 *for the costs of grants for feasibility studies and other*  
 5 *project planning services, to be deposited as an offsetting*  
 6 *collection to this account and to be available for obligation*  
 7 *until September 30, 2002, for necessary expenses under this*  
 8 *paragraph: Provided further, That such reimbursements*  
 9 *shall not cover, or be allocated against, direct or indirect*  
 10 *administrative costs of the agency.*

11 *TITLE II—BILATERAL ECONOMIC ASSISTANCE*

12 *FUNDS APPROPRIATED TO THE PRESIDENT*

13 *For expenses necessary to enable the President to carry*  
 14 *out the provisions of the Foreign Assistance Act of 1961,*  
 15 *and for other purposes, to remain available until September*  
 16 *30, 2002, unless otherwise specified herein, as follows:*

17 *AGENCY FOR INTERNATIONAL DEVELOPMENT*

18 *DEVELOPMENT ASSISTANCE*

19 *(INCLUDING TRANSFER OF FUNDS)*

20 *For necessary expenses to carry out the provisions of*  
 21 *sections 103 through 106, and chapter 10 of part I of the*  
 22 *Foreign Assistance Act of 1961, and title V of the Inter-*  
 23 *national Security and Development Cooperation Act of*  
 24 *1980 (Public Law 96–533), \$1,368,250,000, to remain*  
 25 *available until September 30, 2002: Provided, That of the*  
 26 *amount appropriated under this heading, up to*

1 \$14,400,000 may be made available for the African Devel-  
2 opment Foundation and shall be apportioned directly to  
3 that agency: Provided further, That of the funds appro-  
4 priated under this heading, not less than \$425,000,000 shall  
5 be made available to carry out the provisions of section  
6 104(b) of the Foreign Assistance Act of 1961: Provided fur-  
7 ther, That none of the funds made available in this Act nor  
8 any unobligated balances from prior appropriations may  
9 be made available to any organization or program which,  
10 as determined by the President of the United States, sup-  
11 ports or participates in the management of a program of  
12 coercive abortion or involuntary sterilization: Provided fur-  
13 ther, That none of the funds made available under this  
14 heading may be used to pay for the performance of abortion  
15 as a method of family planning or to motivate or coerce  
16 any person to practice abortions; and that in order to re-  
17 duce reliance on abortion in developing nations, funds shall  
18 be available only to voluntary family planning projects  
19 which offer, either directly or through referral to, or infor-  
20 mation about access to, a broad range of family planning  
21 methods and services, and that any such voluntary family  
22 planning project shall meet the following requirements: (1)  
23 service providers or referral agents in the project shall not  
24 implement or be subject to quotas, or other numerical tar-  
25 gets, of total number of births, number of family planning

1 acceptors, or acceptors of a particular method of family  
2 planning (this provision shall not be construed to include  
3 the use of quantitative estimates or indicators for budgeting  
4 and planning purposes); (2) the project shall not include  
5 payment of incentives, bribes, gratuities, or financial re-  
6 ward to: (A) an individual in exchange for becoming a fam-  
7 ily planning acceptor; or (B) program personnel for achiev-  
8 ing a numerical target or quota of total number of births,  
9 number of family planning acceptors, or acceptors of a par-  
10 ticular method of family planning; (3) the project shall not  
11 deny any right or benefit, including the right of access to  
12 participate in any program of general welfare or the right  
13 of access to health care, as a consequence of any individual's  
14 decision not to accept family planning services; (4) the  
15 project shall provide family planning acceptors comprehen-  
16 sible information on the health benefits and risks of the  
17 method chosen, including those conditions that might render  
18 the use of the method inadvisable and those adverse side  
19 effects known to be consequent to the use of the method; and  
20 (5) the project shall ensure that experimental contraceptive  
21 drugs and devices and medical procedures are provided only  
22 in the context of a scientific study in which participants  
23 are advised of potential risks and benefits; and, not less  
24 than 60 days after the date on which the Administrator  
25 of the United States Agency for International Development



1 *determines that there has been a violation of the require-*  
2 *ments contained in paragraph (1), (2), (3), or (5) of this*  
3 *proviso, or a pattern or practice of violations of the require-*  
4 *ments contained in paragraph (4) of this proviso, the Ad-*  
5 *ministrator shall submit to the Committee on International*  
6 *Relations and the Committee on Appropriations of the*  
7 *House of Representatives and to the Committee on Foreign*  
8 *Relations and the Committee on Appropriations of the Sen-*  
9 *ate, a report containing a description of such violation and*  
10 *the corrective action taken by the Agency: Provided further,*  
11 *That in awarding grants for natural family planning*  
12 *under section 104 of the Foreign Assistance Act of 1961 no*  
13 *applicant shall be discriminated against because of such ap-*  
14 *plicant's religious or conscientious commitment to offer*  
15 *only natural family planning; and, additionally, all such*  
16 *applicants shall comply with the requirements of the pre-*  
17 *vious proviso: Provided further, That for purposes of this*  
18 *or any other Act authorizing or appropriating funds for*  
19 *foreign operations, export financing, and related programs,*  
20 *the term "motivate", as it relates to family planning assist-*  
21 *ance, shall not be construed to prohibit the provision, con-*  
22 *sistent with local law, of information or counseling about*  
23 *all pregnancy options: Provided further, That nothing in*  
24 *this paragraph shall be construed to alter any existing stat-*  
25 *utory prohibitions against abortion under section 104 of the*

1 *Foreign Assistance Act of 1961: Provided further, That, not-*  
2 *withstanding section 109 of the Foreign Assistance Act of*  
3 *1961, of the funds appropriated under this heading in this*  
4 *Act, and of the unobligated balances of funds previously ap-*  
5 *propriated under this heading, \$2,500,000 may be trans-*  
6 *ferred to “International Organizations and Programs” for*  
7 *a contribution to the International Fund for Agricultural*  
8 *Development (IFAD): Provided further, That of the aggre-*  
9 *gate amount of the funds appropriated by this Act to carry*  
10 *out part I of the Foreign Assistance Act of 1961 and the*  
11 *Support for East European Democracy (SEED) Act of*  
12 *1989, not less than \$310,000,000 shall be made available*  
13 *for agriculture and rural development programs of which*  
14 *\$30,000,000 shall be made available for plant biotechnology*  
15 *research and development: Provided further, That of*  
16 *amounts made available in the preceding proviso for plant*  
17 *biotechnology activities, \$1,000,000 shall be made available*  
18 *for the University of Missouri International Laboratory for*  
19 *Tropical Agriculture Biotechnology, not less than*  
20 *\$1,000,000 shall be made available for research and train-*  
21 *ing foreign scientists at the University of California, Davis,*  
22 *and not less than \$1,000,000 shall be made available to sup-*  
23 *port a Center to Promote Biotechnology in International*  
24 *Agriculture at Tuskegee University: Provided further, That*  
25 *not less than \$4,000,000 shall be made available for the*

1 *International Fertilizer Development Center: Provided fur-*  
2 *ther, That none of the funds appropriated under this head-*  
3 *ing may be made available for any activity which is in*  
4 *contravention to the Convention on International Trade in*  
5 *Endangered Species of Flora and Fauna (CITES): Pro-*  
6 *vided further, That of the funds appropriated under this*  
7 *heading that are made available for assistance programs*  
8 *for displaced and orphaned children and victims of war,*  
9 *not to exceed \$25,000, in addition to funds otherwise avail-*  
10 *able for such purposes, may be used to monitor and provide*  
11 *oversight of such programs: Provided further, That of the*  
12 *funds appropriated under this heading not less than*  
13 *\$500,000 shall be made available for support of the United*  
14 *States Telecommunications Training Institute: Provided*  
15 *further, That of the funds appropriated under this heading,*  
16 *not less than \$17,000,000 shall be made available for the*  
17 *American Schools and Hospitals Abroad program: Provided*  
18 *further, That of the funds appropriated under this heading,*  
19 *not less than \$2,000,000 shall be available to support an*  
20 *international media training center: Provided further, That*  
21 *of the funds appropriated under this heading, and the head-*  
22 *ing “Assistance for the Independent States”, up to*  
23 *\$7,000,000 should be made available for Carelift Inter-*  
24 *national: Provided further, That, of the funds appropriated*  
25 *by this Act for the Microenterprise Initiative (including*

1 *any local currencies made available for the purposes of the*  
 2 *Initiative), not less than one-half should be made available*  
 3 *for programs providing loans of less than \$300 to very poor*  
 4 *people, particularly women, or for institutional support of*  
 5 *organizations primarily engaged in making such loans:*  
 6 *Provided further, That of the funds appropriated under this*  
 7 *heading, up to \$1,500,000 may be used to develop and inte-*  
 8 *grate, where appropriate, educational programs aimed at*  
 9 *eliminating the practice of female genital mutilation: Pro-*  
 10 *vided further, That of the funds to be appropriated under*  
 11 *this heading, \$2,500,000 is available for the Foundation for*  
 12 *Environmental Security and Sustainability to support en-*  
 13 *vironmental threat assessments with interdisciplinary ex-*  
 14 *perts and academicians utilizing various technologies to ad-*  
 15 *dress issues such as infectious disease, and other environ-*  
 16 *mental indicators and warnings as they pertain to the secu-*  
 17 *rity of an area: Provided further, That of the amount ap-*  
 18 *propriated or otherwise made available under this heading,*  
 19 *\$1,500,000 shall be available only for Habitat for Human-*  
 20 *ity International, to be used to purchase 14 acres of land*  
 21 *on behalf of Tibetan refugees living in northern India and*  
 22 *for the construction of a multiunit development for Tibetan*  
 23 *families.*

#### GLOBAL HEALTH

24  
 25 *For necessary expenses to carry out the provisions of*  
 26 *Chapters 1 and 10 of part I of the Foreign Assistance Act*

1 of 1961, for global health and related activities, in addition  
2 to funds otherwise available for such purposes, \$651,000,000  
3 to remain available until September 30, 2002: Provided,  
4 That of the funds appropriated under this heading, not less  
5 than the amount of funds appropriated under the headings  
6 “Development Assistance” and “Child Survival and Disease  
7 Program Fund”, for programs for the prevention, treat-  
8 ment, and control of, and research on, infectious diseases  
9 in developing countries in fiscal year 2000 shall be made  
10 available for such activities in fiscal year 2001, of which  
11 amount not less than \$225,000,000 shall be made available  
12 for such programs for HIV/AIDS including not less than  
13 \$15,000,000 which shall be made available to support the  
14 development of microbicides as a means for combating HIV/  
15 AIDS: Provided further, That of the funds appropriated  
16 under this heading for infectious diseases, not less than  
17 \$35,000,000 should be made available for programs for the  
18 prevention, treatment, control of, and research on tuber-  
19 culosis, and not less than \$50,000,000 should be made avail-  
20 able for programs for the prevention, treatment, and control  
21 of, and research on, malaria: Provided further, That of the  
22 funds appropriated under this heading, not less than  
23 \$50,000,000 shall be made available for a United States  
24 contribution to the Global Fund for Children’s Vaccines,  
25 notwithstanding any other provision of law: Provided fur-

1 *ther, That of the funds appropriated under this heading,*  
 2 *not less than \$1,200,000 should be made available to assist*  
 3 *blind children.*

4 *CYPRUS*

5 *Of the funds appropriated under the headings “Devel-*  
 6 *opment Assistance” and “Economic Support Fund”, not*  
 7 *less than \$15,000,000 shall be made available for Cyprus*  
 8 *to be used only for scholarships, administrative support of*  
 9 *the scholarship program, bicommunal projects, and meas-*  
 10 *ures aimed at reunification of the island and designed to*  
 11 *reduce tensions and promote peace and cooperation between*  
 12 *the two communities on Cyprus.*

13 *LEBANON*

14 *Of the funds appropriated under the headings “Devel-*  
 15 *opment Assistance” and “Economic Support Fund”, not*  
 16 *less than \$18,000,000 should be made available for Lebanon*  
 17 *to be used, among other programs, for scholarships and di-*  
 18 *rect support of the American educational institutions in*  
 19 *Lebanon: Provided, That not less than \$15,000,000 of the*  
 20 *funds made available under this heading shall be made*  
 21 *available from funds appropriated under the Economic*  
 22 *Support Fund.*

23 *IRAQ*

24 *Notwithstanding any other provision of law, of the*  
 25 *funds appropriated under the headings “Development As-*  
 26 *sistance” and “Economic Support Fund”, not less than*

1 \$25,000,000 shall be made available for programs benefit-  
2 ting the Iraqi people, of which not less than \$15,000,000  
3 shall be made available for food, medicine, and other hu-  
4 manitarian assistance (including related administrative,  
5 communications, logistical, and transportation costs) to be  
6 provided to the Iraqi people inside Iraq: Provided, That  
7 such assistance shall be provided through the Iraqi National  
8 Congress Support Foundation or the Iraqi National Con-  
9 gress: Provided further, That not less than \$10,000,000 of  
10 the amounts made available for programs benefitting the  
11 Iraqi people shall be made available to the Iraqi National  
12 Congress Support Foundation or the Iraqi National Con-  
13 gress for the production and broadcasting inside Iraq of  
14 radio and satellite television programming: Provided fur-  
15 ther, That the President shall, not later than 30 days after  
16 the date of enactment of this Act, submit to the Committees  
17 on Appropriations of the Senate and the House of Rep-  
18 resentatives a plan (in classified or unclassified form) for  
19 the transfer to the Iraqi National Congress Support Foun-  
20 dation or the Iraqi National Congress of humanitarian as-  
21 sistance for the Iraqi people pursuant to this paragraph,  
22 and for the commencement of broadcasting operations by  
23 them pursuant to this paragraph.

24 *BURMA*

25 *Of the funds appropriated under the headings “Eco-*  
26 *nomic Support Fund” and “Development Assistance”, not*

1 *less than \$6,500,000 shall be made available to support de-*  
 2 *mocracy activities in Burma, democracy and humani-*  
 3 *tarian activities along the Burma-Thailand border, and for*  
 4 *Burmese student groups and other organizations located*  
 5 *outside Burma: Provided, That funds made available for*  
 6 *Burma-related activities under this heading may be made*  
 7 *available notwithstanding any other provision of law: Pro-*  
 8 *vided further, That the provision of such funds shall be*  
 9 *made available subject to the regular notification proce-*  
 10 *dures of the Committees on Appropriations.*

#### 11 CONSERVATION FUND

12 *Of the funds made available under the headings “De-*  
 13 *velopment Assistance” and “Economic Support Fund”, not*  
 14 *less than \$3,000,000 shall be made available to support the*  
 15 *preservation of habitats and related activities for endan-*  
 16 *gered wildlife.*

#### 17 PRIVATE AND VOLUNTARY ORGANIZATIONS

18 *None of the funds appropriated or otherwise made*  
 19 *available by this Act for development assistance may be*  
 20 *made available to any United States private and voluntary*  
 21 *organization, except any cooperative development organiza-*  
 22 *tion, which obtains less than 20 percent of its total annual*  
 23 *funding for international activities from sources other than*  
 24 *the United States Government: Provided, That the Adminis-*  
 25 *trator of the Agency for International Development may,*  
 26 *on a case-by-case basis, waive the restriction contained in*



1 *this paragraph, after taking into account the effectiveness*  
 2 *of the overseas development activities of the organization,*  
 3 *its level of volunteer support, its financial viability and sta-*  
 4 *bility, and the degree of its dependence for its financial sup-*  
 5 *port on the agency.*

6 *Funds appropriated or otherwise made available*  
 7 *under title II of this Act should be made available to private*  
 8 *and voluntary organizations at a level which is at least*  
 9 *equivalent to the level provided in fiscal year 1995.*

10 *INTERNATIONAL DISASTER ASSISTANCE*

11 *For necessary expenses for international disaster relief,*  
 12 *rehabilitation, and reconstruction assistance pursuant to*  
 13 *section 491 of the Foreign Assistance Act of 1961, as amend-*  
 14 *ed, \$220,000,000, to remain available until expended.*

15 *DEVELOPMENT CREDIT AUTHORITY PROGRAM ACCOUNT*

16 *For administrative expenses to carry out the direct*  
 17 *and guaranteed loan programs, \$4,000,000, which may be*  
 18 *transferred to and merged with the appropriation for “Op-*  
 19 *erating Expenses of the Agency for International Develop-*  
 20 *ment”.*

21 *PAYMENT TO THE FOREIGN SERVICE RETIREMENT AND*

22 *DISABILITY FUND*

23 *For payment to the “Foreign Service Retirement and*  
 24 *Disability Fund”, as authorized by the Foreign Service Act*  
 25 *of 1980, \$44,489,000.*

1            *OPERATING EXPENSES OF THE AGENCY FOR*  
 2                            *INTERNATIONAL DEVELOPMENT*

3            *For necessary expenses to carry out the provisions of*  
 4 *section 667, \$510,000,000.*

5            *OPERATING EXPENSES OF THE AGENCY FOR INTER-*  
 6                            *NATIONAL DEVELOPMENT OFFICE OF INSPECTOR GEN-*  
 7                            *ERAL*

8            *For necessary expenses to carry out the provisions of*  
 9 *section 667, \$25,000,000, to remain available until Sep-*  
 10 *tember 30, 2002, which sum shall be available for the Office*  
 11 *of the Inspector General of the Agency for International De-*  
 12 *velopment.*

13            *OTHER BILATERAL ECONOMIC ASSISTANCE*  
 14                            *ECONOMIC SUPPORT FUND*

15            *For necessary expenses to carry out the provisions of*  
 16 *chapter 4 of part II, \$2,220,000,000, to remain available*  
 17 *until September 30, 2002: Provided, That of the funds ap-*  
 18 *propriated under this heading, not less than \$840,000,000*  
 19 *shall be available only for Israel, which sum shall be avail-*  
 20 *able on a grant basis as a cash transfer and shall be dis-*  
 21 *bursed within 30 days of the enactment of this Act or by*  
 22 *October 31, 2000, whichever is later: Provided further, That*  
 23 *not less than \$695,000,000 shall be available only for*  
 24 *Egypt, which sum shall be provided on a grant basis, and*  
 25 *of which sum cash transfer assistance shall be provided with*  
 26 *the understanding that Egypt will undertake significant*

1 *economic reforms which are additional to those which were*  
2 *undertaken in previous fiscal years, and of which not less*  
3 *than \$200,000,000 shall be provided as Commodity Import*  
4 *Program assistance: Provided further, That for fiscal year*  
5 *2001, up to the Egyptian pound equivalent of \$50,000,000*  
6 *generated from funds made available by this paragraph or*  
7 *generated from funds appropriated under this heading in*  
8 *prior appropriations Acts, may be made available to the*  
9 *United States pursuant to the United States-Egypt Eco-*  
10 *nomie, Technical and Related Assistance Agreements of*  
11 *1978, for the following activities under such Agreements:*  
12 *up to the Egyptian pound equivalent of \$35,000,000 may*  
13 *be made available for costs associated with the relocation*  
14 *of the American University in Cairo, and up to the Egyp-*  
15 *tian pound equivalent of \$15,000,000 may be made avail-*  
16 *able for projects and programs including establishment of*  
17 *an endowment, which promote the preservation and restora-*  
18 *tion of Egyptian antiquities, of which up to the Egyptian*  
19 *pound equivalent of \$3,000,000 may be made available for*  
20 *the Theban Mapping Project: Provided further, That in ex-*  
21 *ercising the authority to provide cash transfer assistance*  
22 *for Israel, the President shall ensure that the level of such*  
23 *assistance does not cause an adverse impact on the total*  
24 *level of nonmilitary exports from the United States to such*  
25 *country and that Israel enters into a side letter agreement*

1 *at least equivalent to the fiscal year 1999 agreement: Pro-*  
2 *vided further, That of the funds appropriated under this*  
3 *heading, not less than \$150,000,000 shall be made available*  
4 *for assistance for Jordan: Provided further, That of funds*  
5 *made available under this heading not less than \$2,000,000*  
6 *shall be available to support the American Center for Ori-*  
7 *ental Research: Provided further, That of the funds appro-*  
8 *priated under this heading, not less than \$25,000,000 shall*  
9 *be made available for assistance for East Timor of which*  
10 *up to \$1,000,000 may be transferred to and merged with*  
11 *the appropriation for “Operating Expenses of the Agency*  
12 *for International Development”: Provided further, That up*  
13 *to \$10,000,000 of the funds appropriated under this head-*  
14 *ing should be used, notwithstanding any other provision of*  
15 *law, to provide assistance to the National Democratic Alli-*  
16 *ance of Sudan to strengthen its ability to protect civilians*  
17 *from attacks, slave raids, and aerial bombardment by the*  
18 *Sudanese Government forces and its militia allies: Provided*  
19 *further, That in the previous proviso, the term “assistance”*  
20 *includes non-lethal, non-food aid such as blankets, medi-*  
21 *cine, fuel, mobile clinics, water drilling equipment, commu-*  
22 *nications equipment to notify civilians of aerial bombard-*  
23 *ment, non-military vehicles, tents, and shoes.*

23           (b) *Of the funds appropriated under this heading, not*  
24 *less than \$60,000,000 should be made available for Croatia:*  
25 *Provided, That the Secretary of State shall make funds for*

1 activities and projects in Croatia available only after certi-  
2 fying that the Government of Croatia is fulfilling its de-  
3 clared commitments: (1) to cooperate with the International  
4 Criminal Tribunal for Yugoslavia including providing doc-  
5 uments; (2) to take immediate steps to end Croatian finan-  
6 cial, political, security, and other support which has served  
7 to maintain separate Herceg Bosna institutions; (3) to es-  
8 tablish a swift timetable and cooperate in support of the  
9 safe return of refugees; and (4) to accelerate political,  
10 media, electoral and anti-corruption reforms: Provided fur-  
11 ther, That the Secretary of State shall report to the Commit-  
12 tees on Appropriations 90 days after the date of enactment  
13 of this Act on the progress achieved by the Government of  
14 Croatia in fulfilling pledges made to meet the preceding  
15 proviso.

16 (c) None of the funds made available under this head-  
17 ing for Kosova shall be made available until the Secretary  
18 of State certifies that the resources obligated and expended  
19 by the United States in Kosova do not exceed 15 percent  
20 of the total resources obligated and expended by all donors:  
21 Provided, That none of the funds made available under this  
22 heading for Kosova shall be made available for large scale  
23 physical infrastructure reconstruction: Provided further,  
24 That of the funds made available under this heading for  
25 Kosova, not less than 50 percent shall be made available

1 *through non-government organizations: Provided further,*  
2 *That of the funds made available under this heading for*  
3 *Kosova, not less than \$1,300,000 shall be made available*  
4 *to support the National Albanian American Council's*  
5 *training program for Kosovar women: Provided further,*  
6 *That of the funds appropriated under this heading not less*  
7 *than \$750,000 shall be made available for a joint project*  
8 *developed by the University of Pristina, Kosova and the*  
9 *Dartmouth Medical School, U.S.A., to help restore the pri-*  
10 *mary care capabilities at the University of Pristina Med-*  
11 *ical School and in Kosova.*

12 *(d) Funds appropriated under this heading or in prior*  
13 *appropriations Acts that are or have been made available*  
14 *for an Enterprise Fund may be deposited by such Fund*  
15 *in interest-bearing accounts prior to the Fund's disburse-*  
16 *ment of such funds for program purposes. The Fund may*  
17 *retain for such program purposes any interest earned on*  
18 *such deposits without returning such interest to the Treas-*  
19 *ury of the United States and without further appropriation*  
20 *by the Congress. Funds made available for Enterprise*  
21 *Funds shall be expended at the minimum rate necessary*  
22 *to make timely payment for projects and activities.*

23 *(e) Funds appropriated under this heading shall be*  
24 *considered to be economic assistance under the Foreign As-*  
25 *sistance Act of 1961 for purposes of making available the*

1 *administrative authorities contained in that Act for the use*  
2 *of economic assistance.*

3       (f) *None of the funds appropriated under this heading*  
4 *may be made available for new housing construction or re-*  
5 *pair or reconstruction of existing housing in Bosnia and*  
6 *Herzegovina unless directly related to the efforts of United*  
7 *States troops to promote peace in said country.*

8       (g) *With regard to funds appropriated under this*  
9 *heading for the economic revitalization program in Bosnia*  
10 *and Herzegovina, and local currencies generated by such*  
11 *funds (including the conversion of funds appropriated*  
12 *under this heading into currency used by Bosnia and*  
13 *Herzegovina as local currency and local currency returned*  
14 *or repaid under such program) the Administrator of the*  
15 *Agency for International Development shall provide written*  
16 *approval for grants and loans prior to the obligation and*  
17 *expenditure of funds for such purposes, and prior to the*  
18 *use of funds that have been returned or repaid to any lend-*  
19 *ing facility or grantee.*

20       (h) *The provisions of section 532 of this Act shall*  
21 *apply to funds made available under subsection (g) and to*  
22 *funds appropriated under this heading.*

23       (i) *The President shall withhold funds appropriated*  
24 *under this heading made available for economic revitaliza-*  
25 *tion programs in Bosnia and Herzegovina, if he determines*



1 *and certifies to the Committees on Appropriations that the*  
2 *Federation of Bosnia and Herzegovina has not complied*  
3 *with article III of annex 1–A of the General Framework*  
4 *Agreement for Peace in Bosnia and Herzegovina concerning*  
5 *the withdrawal of foreign forces, and that intelligence co-*  
6 *operation on training, investigations, and related activities*  
7 *between Iranian officials and Bosnian officials has not been*  
8 *terminated.*

9 *ASSISTANCE FOR THE INDEPENDENT STATES*

10 *(a) For necessary expenses to carry out the provisions*  
11 *of chapter 11 of part I of the Foreign Assistance Act of 1961*  
12 *and the FREEDOM Support Act, for assistance for the*  
13 *Independent States of the former Soviet Union and for re-*  
14 *lated programs, \$775,000,000, to remain available until*  
15 *September 30, 2002: Provided, That the provisions of such*  
16 *chapter shall apply to funds appropriated by this para-*  
17 *graph: Provided further, That of the funds made available*  
18 *for the Southern Caucasus region, notwithstanding any*  
19 *other provision of law, funds may be used for confidence-*  
20 *building measures and other activities in furtherance of the*  
21 *peaceful resolution of the regional conflicts, especially those*  
22 *in the vicinity of Abkhazia and Nagorno-Karabagh: Pro-*  
23 *vided further, That of the amounts appropriated under this*  
24 *heading not less than \$20,000,000 shall be made available*  
25 *solely for the Russian Far East, not less than \$400,000 shall*  
26 *be made available to support the Cochran Fellowship Pro-*

1 gram in Russia, and not less than \$250,000 shall be made  
2 available to support the Moscow School of Political Studies:  
3 Provided further, That of the funds appropriated under this  
4 heading, not less than \$1,500,000 shall be available only  
5 to meet the health and other assistance needs of victims of  
6 trafficking in persons.

7 (b) Of the funds appropriated under this heading, not  
8 less than \$175,000,000 should be made available for assist-  
9 ance for Ukraine: Provided, That of this amount, not less  
10 than \$25,000,000 shall be made available for nuclear reac-  
11 tor safety initiatives, not less than \$1,000,000 shall be made  
12 available to the University of Southern Alabama to study  
13 environmental causes of birth defects, and not less than  
14 \$5,000,000 shall be made available for the Ukranian Land  
15 and Resource Management Center.

16 (c) Of the funds appropriated under this heading, not  
17 less than \$94,000,000 shall be made available for assistance  
18 for Georgia of which not less than \$25,000,000 shall be  
19 made available to support Border Security Guard initia-  
20 tives, and not less than \$5,000,000 shall be made available  
21 for development and training of municipal officials in  
22 water resource management, transportation and agri-  
23 business.

1       (d) *Of the funds appropriated under this heading, not*  
2 *less than \$89,000,000 shall be made available for assistance*  
3 *for Armenia.*

4       (e) *Section 907 of the FREEDOM Support Act shall*  
5 *not apply to—*

6           (1) *activities to support democracy or assistance*  
7 *under title V of the FREEDOM Support Act and sec-*  
8 *tion 1424 of Public Law 104–201;*

9           (2) *any assistance provided by the Trade and*  
10 *Development Agency under section 661 of the Foreign*  
11 *Assistance Act of 1961 (22 U.S.C. 2421);*

12           (3) *any activity carried out by a member of the*  
13 *United States and Foreign Commercial Service while*  
14 *acting within his or her official capacity;*

15           (4) *any insurance, reinsurance, guarantee, or*  
16 *other assistance provided by the Overseas Private In-*  
17 *vestment Corporation under title IV of chapter 2 of*  
18 *part I of the Foreign Assistance Act of 1961 (22*  
19 *U.S.C. 2191 et seq.);*

20           (5) *any financing provided under the Export-*  
21 *Import Bank Act of 1945; or*

22           (6) *humanitarian assistance.*

23       (f) *Of the funds made available under this heading for*  
24 *nuclear safety activities, not to exceed 7 percent of the funds*  
25 *provided for any single project may be used to pay for man-*

1 *agement costs incurred by a United States agency or na-*  
2 *tional lab in administering said project.*

3 *(g) Of the funds appropriated under title II of this*  
4 *Act not less than \$12,000,000 shall be made available for*  
5 *assistance for Mongolia of which not less than \$6,000,000*  
6 *should be made available from funds appropriated under*  
7 *this heading: Provided, That funds made available for as-*  
8 *sistance for Mongolia may be made available in accordance*  
9 *with the purposes and utilizing the authorities provided in*  
10 *chapter 11 of part I of the Foreign Assistance Act of 1961.*

11 *(h)(1) Of the funds appropriated under this heading*  
12 *that are allocated for assistance for the Government of the*  
13 *Russian Federation, 50 percent shall be withheld from obli-*  
14 *gation until the President determines and certifies in writ-*  
15 *ing to the Committees on Appropriations that the Govern-*  
16 *ment of the Russian Federation has terminated implemen-*  
17 *tation of arrangements to provide Iran with technical ex-*  
18 *pertise, training, technology, or equipment necessary to de-*  
19 *velop a nuclear reactor, related nuclear research facilities*  
20 *or programs, or ballistic missile capability.*

21 *(2) Paragraph (1) shall not apply to—*

22 *(A) assistance to combat infectious diseases; and*

23 *(B) activities authorized under title V (Non-*  
24 *proliferation and Disarmament Programs and Activi-*  
25 *ties) of the FREEDOM Support Act.*

1       (i) None of the funds appropriated under this heading  
 2 may be made available for assistance for the Government  
 3 of the Russian Federation until the Secretary of State cer-  
 4 tifies that: (a) the Government of the Russian Federation  
 5 is fully cooperating with international efforts to investigate  
 6 allegations of war crimes and atrocities in Chechnya; and,  
 7 (b) the Government of the Russian Federation is providing  
 8 full access to international non-government organizations  
 9 providing humanitarian relief to refugees and internally  
 10 displaced persons in Chechnya: Provided, That of the funds  
 11 appropriated under this heading for assistance for Russia,  
 12 not less than \$10,000,000 shall be made available to non-  
 13 government organizations providing humanitarian relief in  
 14 Chechnya and Ingushetia.

#### 15                                   INDEPENDENT AGENCY

#### 16                                   PEACE CORPS

17       For necessary expenses to carry out the provisions of  
 18 the Peace Corps Act (75 Stat. 612), \$244,000,000, including  
 19 the purchase of not to exceed five passenger motor vehicles  
 20 for administrative purposes for use outside the United  
 21 States: Provided, That \$24,000,000 of such sums be made  
 22 available from funds already appropriated by the Act, that  
 23 are not otherwise earmarked for specific purposes: Provided  
 24 further, That none of the funds appropriated under this  
 25 heading shall be used to pay for abortions: Provided further,

1 *That funds appropriated under this heading shall remain*  
2 *available until September 30, 2002.*

3 *DEPARTMENT OF STATE*  
4 *INTERNATIONAL NARCOTICS CONTROL AND LAW*  
5 *ENFORCEMENT*

6 *For necessary expenses to carry out section 481 of the*  
7 *Foreign Assistance Act of 1961, \$220,000,000.*

8 *MIGRATION AND REFUGEE ASSISTANCE*

9 *For expenses, not otherwise provided for, necessary to*  
10 *enable the Secretary of State to provide, as authorized by*  
11 *law, a contribution to the International Committee of the*  
12 *Red Cross, assistance to refugees, including contributions*  
13 *to the International Organization for Migration and the*  
14 *United Nations High Commissioner for Refugees, and other*  
15 *activities to meet refugee and migration needs; salaries and*  
16 *expenses of personnel and dependents as authorized by the*  
17 *Foreign Service Act of 1980; allowances as authorized by*  
18 *sections 5921 through 5925 of title 5, United States Code;*  
19 *purchase and hire of passenger motor vehicles; and services*  
20 *as authorized by section 3109 of title 5, United States Code,*  
21 *\$615,000,000, which shall remain available until expended:*  
22 *Provided, That not more than \$14,000,000 shall be avail-*  
23 *able for administrative expenses: Provided further, That*  
24 *funds appropriated under this heading to support activities*  
25 *and programs conducted by the United Nations High Com-*  
26 *missioner for Refugees shall be made available subject to*

1 *the regular notification procedures of the Committees on*  
 2 *Appropriations: Provided further, That not less than*  
 3 *\$60,000,000 shall be made available for refugees from the*  
 4 *former Soviet Union and Eastern Europe and other refu-*  
 5 *gees resettling in Israel.*

6 *UNITED STATES EMERGENCY REFUGEE AND MIGRATION*

7 *ASSISTANCE FUND*

8 *For necessary expenses to carry out the provisions of*  
 9 *section 2(c) of the Migration and Refugee Assistance Act*  
 10 *of 1962, as amended (22 U.S.C. 260(c)), \$15,000,000, to*  
 11 *remain available until expended: Provided, That the funds*  
 12 *made available under this heading are appropriated not-*  
 13 *withstanding the provisions contained in section 2(c)(2) of*  
 14 *the Act which would limit the amount of funds which could*  
 15 *be appropriated for this purpose.*

16 *NONPROLIFERATION, ANTI-TERRORISM, DEMINING AND*

17 *RELATED PROGRAMS*

18 *For necessary expenses for nonproliferation, anti-ter-*  
 19 *rorism and related programs and activities, \$215,000,000,*  
 20 *to carry out the provisions of chapter 8 of part II of the*  
 21 *Foreign Assistance Act of 1961 for anti-terrorism assist-*  
 22 *ance, section 504 of the FREEDOM Support Act for the*  
 23 *Nonproliferation and Disarmament Fund, section 23 of the*  
 24 *Arms Export Control Act or the Foreign Assistance Act of*  
 25 *1961 for demining activities, the clearance of unexploded*  
 26 *ordnance, the destruction of small arms, and related activi-*

1 *ties, notwithstanding any other provision of law, including*  
2 *activities implemented through nongovernmental and inter-*  
3 *national organizations, section 301 of the Foreign Assist-*  
4 *ance Act of 1961 for a voluntary contribution to the Inter-*  
5 *national Atomic Energy Agency (IAEA) and a voluntary*  
6 *contribution to the Korean Peninsula Energy Development*  
7 *Organization (KEDO), and for a United States contribu-*  
8 *tion to the Comprehensive Nuclear Test Ban Treaty Pre-*  
9 *paratory Commission: Provided, That 20 days prior to the*  
10 *obligation of funds for use by the Comprehensive Test Ban*  
11 *Treaty Preparatory Commission, the Secretary of State*  
12 *shall provide a report to the Committees on Appropriations*  
13 *describing the anticipated use of such funds: Provided fur-*  
14 *ther, That of this amount not to exceed \$15,000,000, to re-*  
15 *main available until expended, may be made available for*  
16 *the Nonproliferation and Disarmament Fund, notwith-*  
17 *standing any other provision of law, to promote bilateral*  
18 *and multilateral activities relating to nonproliferation and*  
19 *disarmament: Provided further, That such funds may also*  
20 *be used for such countries other than the Independent States*  
21 *of the former Soviet Union and international organizations*  
22 *when it is in the national security interest of the United*  
23 *States to do so: Provided further, That such funds shall be*  
24 *subject to the regular notification procedures of the Commit-*  
25 *tees on Appropriations: Provided further, That funds ap-*



1 *propriated under this heading may be made available for*  
 2 *the International Atomic Energy Agency only if the Sec-*  
 3 *retary of State determines (and so reports to the Congress)*  
 4 *that Israel is not being denied its right to participate in*  
 5 *the activities of that Agency: Provided further, That of the*  
 6 *funds appropriated under this heading, \$40,000,000 should*  
 7 *be made available for demining, clearance of unexploded*  
 8 *ordnance, and related activities: Provided further, That of*  
 9 *the funds made available for demining and related activi-*  
 10 *ties, not to exceed \$500,000, in addition to funds otherwise*  
 11 *available for such purposes, may be used for administrative*  
 12 *expenses related to the operation and management of the*  
 13 *demining program.*

#### 14 *DEPARTMENT OF THE TREASURY*

##### 15 *INTERNATIONAL AFFAIRS TECHNICAL ASSISTANCE*

16 *For necessary expenses to carry out the provisions of*  
 17 *section 129 of the Foreign Assistance Act of 1961 (relating*  
 18 *to international affairs technical assistance activities),*  
 19 *\$5,000,000, to remain available until expended, which shall*  
 20 *be available notwithstanding any other provision of law.*

##### 21 *DEBT RESTRUCTURING*

22 *For the cost, as defined in section 502 of the Congres-*  
 23 *sional Budget Act of 1974, of modifying loans and loan*  
 24 *guarantees, as the President may determine, for which*  
 25 *funds have been appropriated or otherwise made available*  
 26 *for programs within the International Affairs Budget Func-*

tion 150, including the cost of selling, reducing, or canceling amounts owed to the United States as a result of concessional loans made to eligible countries, pursuant to parts IV and V of the Foreign Assistance Act of 1961, and of modifying concessional credit agreements with least developed countries, as authorized under section 411 of the Agricultural Trade Development and Assistance Act of 1954, as amended, and concessional loans, guarantees and credit agreements, as authorized under section 572 of the Foreign Operations, Export Financing, and Related Programs Appropriations Act, 1989 (Public Law 100-461), \$75,000,000, to remain available until expended: Provided, That of this amount, funds may be made available to carry out the provisions of part V of the Foreign Assistance Act of 1961 or as a contribution to the Heavily Indebted Poor Countries Trust Fund administered by the International Bank for Reconstruction and Development: Provided further, That funds made available to carry out the provisions of part V of the Foreign Assistance Act of 1961 or as a contribution to the Heavily Indebted Poor Countries Initiative (HIPC) or the HIPC Trust Fund shall be subject to authorization and approval by Congress: Provided further, That any limitation of subsection (e) of section 411 of the Agricultural Trade Development and Assistance Act of 1954 shall not apply to funds appropriated hereunder or pre-

1 *viously appropriated under this heading: Provided further,*  
 2 *That the authority provided by section 572 of Public Law*  
 3 *100-461 may be exercised only with respect to countries*  
 4 *that are eligible to borrow from the International Develop-*  
 5 *ment Association, but not from the International Bank for*  
 6 *Reconstruction and Development, commonly referred to as*  
 7 *“IDA-only” countries.*

### 8 *TITLE III—MILITARY ASSISTANCE*

#### 9 *FUNDS APPROPRIATED TO THE PRESIDENT*

##### 10 *INTERNATIONAL MILITARY EDUCATION AND TRAINING*

11 *For necessary expenses to carry out the provisions of*  
 12 *section 541 of the Foreign Assistance Act of 1961,*  
 13 *\$55,000,000: Provided, That the civilian personnel for*  
 14 *whom military education and training may be provided*  
 15 *under this heading may include civilians who are not mem-*  
 16 *bers of a government whose participation would contribute*  
 17 *to improved civil-military relations, civilian control of the*  
 18 *military, or respect for human rights: Provided further,*  
 19 *That funds appropriated under this heading for grant fi-*  
 20 *nanced military education and training for Indonesia and*  
 21 *Guatemala may only be available for expanded inter-*  
 22 *national military education and training and funds made*  
 23 *available for Guatemala may only be provided through the*  
 24 *regular notification procedures of the Committees on Appro-*  
 25 *priations.*

1            *FOREIGN MILITARY FINANCING PROGRAM*

2            *For expenses necessary for grants to enable the Presi-*  
3 *dent to carry out the provisions of section 23 of the Arms*  
4 *Export Control Act, \$3,519,000,000: Provided, That of the*  
5 *funds appropriated under this heading, not less than*  
6 *\$1,980,000,000 shall be available for grants only for Israel,*  
7 *and not less than \$1,300,000,000 shall be made available*  
8 *for grants only for Egypt: Provided further, That the funds*  
9 *appropriated by this paragraph for Israel shall be disbursed*  
10 *within 30 days of the enactment of this Act or by October*  
11 *31, 2000, whichever is later: Provided further, That to the*  
12 *extent that the Government of Israel requests that funds be*  
13 *used for such purposes, grants made available for Israel by*  
14 *this paragraph shall, as agreed by Israel and the United*  
15 *States, be available for advanced weapons systems, of which*  
16 *not less than 26.26 percent shall be available for the pro-*  
17 *curement in Israel of defense articles and defense services,*  
18 *including research and development: Provided further, That*  
19 *of the funds appropriated by this paragraph, not less than*  
20 *\$75,000,000 shall be available for assistance for Jordan:*  
21 *Provided further, That of the funds appropriated by this*  
22 *paragraph, not less than \$10,000,000 shall be made avail-*  
23 *able for assistance for Tunisia: Provided further, That dur-*  
24 *ing fiscal year 2001, the President is authorized to, and*  
25 *shall, direct the draw-downs of defense articles from the*

1 *stocks of the Department of Defense, defense services of the*  
2 *Department of Defense, and military education and train-*  
3 *ing of an aggregate value of not less than \$4,000,000 under*  
4 *the authority of this proviso for Tunisia for the purposes*  
5 *of part II of the Foreign Assistance Act of 1961 and any*  
6 *amount so directed shall count toward meeting the earmark*  
7 *in the preceding proviso: Provided further, That of the funds*  
8 *appropriated by this paragraph, not less than \$12,000,000*  
9 *shall be made available for Georgia: Provided further, That*  
10 *during fiscal year 2001, the President is authorized to, and*  
11 *shall, direct the draw-downs of defense articles from the*  
12 *stocks of the Department of Defense, defense services of the*  
13 *Department of Defense, and military education and train-*  
14 *ing of an aggregate value of not less than \$5,000,000 under*  
15 *the authority of this proviso for Georgia for the purposes*  
16 *of part II of the Foreign Assistance Act of 1961 and any*  
17 *amount so directed shall count toward meeting the earmark*  
18 *in the preceding proviso: Provided further, That pursuant*  
19 *to section 3(a)(2) of the Arms Export Control Act and sec-*  
20 *tion 505(a)(1)(B) of the Foreign Assistance Act of 1961, the*  
21 *United States consents to the transfer by Turkey to Georgia*  
22 *of defense articles sold by the United States to Turkey hav-*  
23 *ing an aggregate, current market value of not to exceed*  
24 *\$10,000,000 for fiscal year 2001: Provided further, That*  
25 *funds appropriated by this paragraph shall be nonrepay-*

1 *able notwithstanding any requirement in section 23 of the*  
2 *Arms Export Control Act: Provided further, That funds*  
3 *made available under this paragraph shall be obligated*  
4 *upon apportionment in accordance with paragraph (5)(C)*  
5 *of title 31, United States Code, section 1501(a).*

6 *None of the funds made available under this heading*  
7 *shall be available to finance the procurement of defense arti-*  
8 *cles, defense services, or design and construction services*  
9 *that are not sold by the United States Government under*  
10 *the Arms Export Control Act unless the foreign country pro-*  
11 *posing to make such procurements has first signed an agree-*  
12 *ment with the United States Government specifying the*  
13 *conditions under which such procurements may be financed*  
14 *with such funds: Provided, That all country and funding*  
15 *level increases in allocations shall be submitted through the*  
16 *regular notification procedures of section 515 of this Act:*  
17 *Provided further, That none of the funds appropriated*  
18 *under this heading shall be available for assistance for*  
19 *Sudan and Liberia: Provided further, That funds made*  
20 *available under this heading may be used, notwithstanding*  
21 *any other provision of law, for demining, the clearance of*  
22 *unexploded ordnance, and related activities, and may in-*  
23 *clude activities implemented through nongovernmental and*  
24 *international organizations: Provided further, That none of*  
25 *the funds appropriated under this heading shall be avail-*

1 *able for assistance for Guatemala: Provided further, That*  
2 *only those countries for which assistance was justified for*  
3 *the “Foreign Military Sales Financing Program” in the fis-*  
4 *cal year 1989 congressional presentation for security assist-*  
5 *ance programs may utilize funds made available under this*  
6 *heading for procurement of defense articles, defense services*  
7 *or design and construction services that are not sold by the*  
8 *United States Government under the Arms Export Control*  
9 *Act: Provided further, That funds appropriated under this*  
10 *heading shall be expended at the minimum rate necessary*  
11 *to make timely payment for defense articles and services:*  
12 *Provided further, That not more than \$33,000,000 of the*  
13 *funds appropriated under this heading may be obligated*  
14 *for necessary expenses, including the purchase of passenger*  
15 *motor vehicles for replacement only for use outside of the*  
16 *United States, for the general costs of administering mili-*  
17 *tary assistance and sales: Provided further, That not more*  
18 *than \$340,000,000 of funds realized pursuant to section*  
19 *21(e)(1)(A) of the Arms Export Control Act may be obli-*  
20 *gated for expenses incurred by the Department of Defense*  
21 *during fiscal year 2001 pursuant to section 43(b) of the*  
22 *Arms Export Control Act, except that this limitation may*  
23 *be exceeded only through the regular notification procedures*  
24 *of the Committees on Appropriations: Provided further,*  
25 *That foreign military financing program funds estimated*

1 *to be outlaid for Egypt during fiscal year 2001 shall be*  
2 *transferred to an interest bearing account for Egypt in the*  
3 *Federal Reserve Bank of New York within 30 days of enact-*  
4 *ment of this Act or by October 31, 2000, whichever is later:*  
5 *Provided further, That withdrawal from the account shall*  
6 *be made only on authenticated instructions from the De-*  
7 *fense Finance and Accounting Service: Provided further,*  
8 *That in the event the interest bearing account is closed, the*  
9 *balance of the account shall be transferred promptly to the*  
10 *current appropriations account under this heading: Pro-*  
11 *vided further, That none of the interest accrued by the ac-*  
12 *count shall be obligated except as provided through the reg-*  
13 *ular notification procedures of the Committees on Appro-*  
14 *priations.*

15 *PEACEKEEPING OPERATIONS*

16 *For necessary expenses to carry out the provisions of*  
17 *section 551 of the Foreign Assistance Act of 1961,*  
18 *\$85,000,000: Provided, That none of the funds appropriated*  
19 *under this heading shall be obligated or expended except as*  
20 *provided through the regular notification procedures of the*  
21 *Committees on Appropriations.*



1           *TITLE IV—MULTILATERAL ECONOMIC*  
2                           *ASSISTANCE*

3           *FUNDS APPROPRIATED TO THE PRESIDENT*  
4                           *INTERNATIONAL FINANCIAL INSTITUTIONS*  
5                           *GLOBAL ENVIRONMENT FACILITY*

6           *For the United States contribution for the Global En-*  
7   *vironment Facility, \$50,000,000, to the International Bank*  
8   *for Reconstruction and Development as trustee for the Glob-*  
9   *al Environment Facility, by the Secretary of the Treasury,*  
10   *to remain available until expended, for contributions pre-*  
11   *viously due.*

12          *CONTRIBUTION TO THE INTERNATIONAL DEVELOPMENT*  
13                           *ASSOCIATION*

14          *For payment to the International Development Asso-*  
15   *ciation by the Secretary of the Treasury, \$750,000,000, to*  
16   *remain available until expended.*

17          *CONTRIBUTION TO THE MULTILATERAL INVESTMENT*  
18                           *GUARANTEE AGENCY*

19          *For payment to the Multilateral Investment Guarantee*  
20   *Agency by the Secretary of the Treasury, \$4,000,000, for*  
21   *the United States paid-in share of the increase in capital*  
22   *stock, to remain available until expended.*

23                           *LIMITATION ON CALLABLE CAPITAL*

24          *The United States Governor of the Multilateral Invest-*  
25   *ment Guarantee Agency may subscribe without fiscal year*  
26   *limitation for the callable capital portion of the United*

1 *States share of such capital stock in an amount not to ex-*  
2 *ceed \$80,000,000.*

3 *CONTRIBUTION TO THE INTER-AMERICAN INVESTMENT*  
4 *CORPORATION*

5 *For payment to the Inter-American Investment Cor-*  
6 *poration, by the Secretary of the Treasury, \$10,000,000, for*  
7 *the United States share of the increase in subscriptions to*  
8 *capital stock, to remain available until expended.*

9 *CONTRIBUTION TO THE ASIAN DEVELOPMENT FUND*

10 *For the United States contribution by the Secretary*  
11 *of the Treasury to the increase in resources of the Asian*  
12 *Development Fund, as authorized by the Asian Develop-*  
13 *ment Bank Act, as amended, \$100,000,000, to remain*  
14 *available until expended.*

15 *CONTRIBUTION TO THE AFRICAN DEVELOPMENT BANK*

16 *For payment to the African Development Bank by the*  
17 *Secretary of the Treasury, \$6,100,000, for the United States*  
18 *paid-in share of the increase in capital stock, to remain*  
19 *available until expended.*

20 *LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS*

21 *The United States Governor of the African Develop-*  
22 *ment Bank may subscribe without fiscal year limitation for*  
23 *the callable capital portion of the United States share of*  
24 *such capital stock in an amount not to exceed \$95,983,000.*

1        *CONTRIBUTION TO THE AFRICAN DEVELOPMENT FUND*

2        *For the United States contribution by the Secretary*  
 3 *of the Treasury to the increase in resources of the African*  
 4 *Development Fund, \$72,000,000, to remain available until*  
 5 *expended.*

6        *CONTRIBUTION TO THE EUROPEAN BANK FOR*

7                *RECONSTRUCTION AND DEVELOPMENT*

8        *For payment to the European Bank for Reconstruction*  
 9 *and Development by the Secretary of the Treasury,*  
 10 *\$35,779,000, for the United States share of the paid-in por-*  
 11 *tion of the increase in capital stock, to remain available*  
 12 *until expended.*

13        *LIMITATION ON CALLABLE CAPITAL SUBSCRIPTIONS*

14        *The United States Governor of the European Bank for*  
 15 *Reconstruction and Development may subscribe without fis-*  
 16 *cal year limitation to the callable capital portion of the*  
 17 *United States share of such capital stock in an amount not*  
 18 *to exceed \$123,238,000.*

19        *INTERNATIONAL ORGANIZATIONS AND PROGRAMS*

20        *For necessary expenses to carry out the provisions of*  
 21 *section 301 of the Foreign Assistance Act of 1961, and of*  
 22 *section 2 of the United Nations Environment Program Par-*  
 23 *ticipation Act of 1973, \$288,000,000: Provided, That none*  
 24 *of the funds appropriated under this heading shall be made*  
 25 *available for the United Nations Fund for Science and*  
 26 *Technology: Provided further, That not less than \$5,000,000*

1 *shall be made available to the World Food Program: Pro-*  
2 *vided further, That of the funds appropriated under this*  
3 *heading, not less than \$25,000,000 shall be made available*  
4 *for the United Nations Fund for Population Activities*  
5 *(UNFPA): Provided further, That none of the funds appro-*  
6 *priated under this heading that are made available to*  
7 *UNFPA shall be made available for activities in the Peo-*  
8 *ple's Republic of China: Provided further, That with respect*  
9 *to any funds appropriated under this heading that are*  
10 *made available to UNFPA, UNFPA shall be required to*  
11 *maintain such funds in a separate account and not com-*  
12 *ingle them with any other funds: Provided further, That*  
13 *none of the funds appropriated under this heading may be*  
14 *made available to the Korean Peninsula Energy Develop-*  
15 *ment Organization (KEDO) or the International Atomic*  
16 *Energy Agency (IAEA).*

17 **TITLE V—GENERAL PROVISIONS**

18 **OBLIGATIONS DURING LAST MONTH OF AVAILABILITY**

19 **SEC. 501.** *Except for the appropriations entitled*  
20 *“International Disaster Assistance”, and “United States*  
21 *Emergency Refugee and Migration Assistance Fund”, not*  
22 *more than 15 percent of any appropriation item made*  
23 *available by this Act shall be obligated during the last*  
24 *month of availability.*

1 *PROHIBITION OF BILATERAL FUNDING FOR INTERNATIONAL*  
2 *FINANCIAL INSTITUTIONS*

3 *SEC. 502. Notwithstanding section 614 of the Foreign*  
4 *Assistance Act of 1961, none of the funds contained in title*  
5 *II of this Act may be used to carry out the provisions of*  
6 *section 209(d) of the Foreign Assistance Act of 1961: Pro-*  
7 *vided, That none of the funds appropriated by title II of*  
8 *this Act may be transferred by the Agency for International*  
9 *Development directly to an international financial institu-*  
10 *tion (as defined in section 533 of this Act) for the purpose*  
11 *of repaying a foreign country's loan obligations to such in-*  
12 *stitution.*

13 *LIMITATION ON RESIDENCE EXPENSES*

14 *SEC. 503. Of the funds appropriated or made available*  
15 *pursuant to this Act, not to exceed \$126,500 shall be for*  
16 *official residence expenses of the Agency for International*  
17 *Development during the current fiscal year: Provided, That*  
18 *appropriate steps shall be taken to assure that, to the max-*  
19 *imum extent possible, United States-owned foreign cur-*  
20 *rencies are utilized in lieu of dollars.*

21 *LIMITATION ON EXPENSES*

22 *SEC. 504. Of the funds appropriated or made available*  
23 *pursuant to this Act, not to exceed \$5,000 shall be for enter-*  
24 *tainment expenses of the Agency for International Develop-*  
25 *ment during the current fiscal year.*

1        *LIMITATION ON REPRESENTATIONAL ALLOWANCES*

2        *SEC. 505. Of the funds appropriated or made available*  
3 *pursuant to this Act, not to exceed \$95,000 shall be avail-*  
4 *able for representation allowances for the Agency for Inter-*  
5 *national Development during the current fiscal year: Pro-*  
6 *vided, That appropriate steps shall be taken to assure that,*  
7 *to the maximum extent possible, United States-owned for-*  
8 *ign currencies are utilized in lieu of dollars: Provided fur-*  
9 *ther, That of the funds made available by this Act for gen-*  
10 *eral costs of administering military assistance and sales*  
11 *under the heading “Foreign Military Financing Program”,*  
12 *not to exceed \$2,000 shall be available for entertainment*  
13 *expenses and not to exceed \$50,000 shall be available for*  
14 *representation allowances: Provided further, That of the*  
15 *funds made available by this Act under the heading “Inter-*  
16 *national Military Education and Training”, not to exceed*  
17 *\$50,000 shall be available for entertainment allowances:*  
18 *Provided further, That of the funds made available by this*  
19 *Act for the Peace Corps, not to exceed a total of \$4,000 shall*  
20 *be available for entertainment expenses: Provided further,*  
21 *That of the funds made available by this Act under the*  
22 *heading “Trade and Development Agency”, not to exceed*  
23 *\$2,000 shall be available for representation and entertain-*  
24 *ment allowances*

## PROHIBITION ON FINANCING NUCLEAR GOODS

2        *SEC. 506. None of the funds appropriated or made*  
3        *available (other than funds for “Nonproliferation, Anti-ter-*  
4        *rorism, Demining and Related Programs”) pursuant to this*  
5        *Act, for carrying out the Foreign Assistance Act of 1961,*  
6        *may be used, except for purposes of nuclear safety, to fi-*  
7        *nance the export of nuclear equipment, fuel, or technology.*

PROHIBITION AGAINST DIRECT FUNDING FOR CERTAIN  
COUNTRIES

10        *SEC. 507. None of the funds appropriated or otherwise*  
11 *made available pursuant to this Act shall be obligated or*  
12 *expended to finance directly any assistance or reparations*  
13 *to Cuba, Iraq, Libya, North Korea, Iran, Sudan, or Syria:*  
14 *Provided, That for purposes of this section, the prohibition*  
15 *on obligations or expenditures shall include direct loans,*  
16 *credits, insurance and guarantees of the Export-Import*  
17 *Bank or its agents.*

## MILITARY COUPS

19        *SEC. 508. None of the funds appropriated or otherwise*  
20 *made available pursuant to this Act shall be obligated or*  
21 *expended to finance directly any assistance to any country*  
22 *whose duly elected head of government is deposed by mili-*  
23 *tary coup or decree: Provided, That assistance may be re-*  
24 *sumed to such country if the President determines and re-*  
25 *ports to the Committees on Appropriations that subsequent*

1 *to the termination of assistance a democratically elected*  
 2 *government has taken office.*

3 *TRANSFERS BETWEEN ACCOUNTS*

4 *SEC. 509. None of the funds made available by this*  
 5 *Act may be obligated under an appropriation account to*  
 6 *which they were not appropriated, except for transfers spe-*  
 7 *cifically provided for in this Act, unless the President, prior*  
 8 *to the exercise of any authority contained in the Foreign*  
 9 *Assistance Act of 1961 to transfer funds, consults with and*  
 10 *provides a written policy justification to the Committees*  
 11 *on Appropriations of the House of Representatives and the*  
 12 *Senate.*

13 *DEOBLIGATION/REOBLIGATION AUTHORITY*

14 *SEC. 510. (a) Amounts certified pursuant to section*  
 15 *1311 of the Supplemental Appropriations Act, 1955, as*  
 16 *having been obligated against appropriations heretofore*  
 17 *made under the authority of the Foreign Assistance Act of*  
 18 *1961 for the same general purpose as any of the headings*  
 19 *under title II of this Act are, if deobligated, hereby contin-*  
 20 *ued available for the same period as the respective appro-*  
 21 *priations under such headings or until September 30, 2001,*  
 22 *whichever is later, and for the same general purpose, and*  
 23 *for countries within the same region as originally obligated:*  
 24 *Provided, That the Appropriations Committees of both*  
 25 *Houses of the Congress are notified 15 days in advance of*  
 26 *the reobligation of such funds in accordance with regular*



1 *notification procedures of the Committees on Appropria-*  
2 *tions.*

3       **(b)** *Obligated balances of funds appropriated to carry*  
4 *out section 23 of the Arms Export Control Act as of the*  
5 *end of the fiscal year immediately preceding the current*  
6 *fiscal year are, if deobligated, hereby continued available*  
7 *during the current fiscal year for the same purpose under*  
8 *any authority applicable to such appropriations under this*  
9 *Act: Provided, That the authority of this subsection may*  
10 *not be used in fiscal year 2001.*

11                                   *AVAILABILITY OF FUNDS*

12       *SEC. 511. No part of any appropriation contained in*  
13 *this Act shall remain available for obligation after the expi-*  
14 *ration of the current fiscal year unless expressly so provided*  
15 *in this Act: Provided, That funds appropriated for the pur-*  
16 *poses of chapters 1, 8, and 11 of part I, section 667, and*  
17 *chapter 4 of part II of the Foreign Assistance Act of 1961,*  
18 *as amended, and funds provided under the heading “Assist-*  
19 *ance for Eastern Europe and the Baltic States”, shall re-*  
20 *main available until expended if such funds are initially*  
21 *obligated before the expiration of their respective periods of*  
22 *availability contained in this Act: Provided further, That,*  
23 *notwithstanding any other provision of this Act, any funds*  
24 *made available for the purposes of chapter 1 of part I and*  
25 *chapter 4 of part II of the Foreign Assistance Act of 1961*  
26 *which are allocated or obligated for cash disbursements in*

1 *order to address balance of payments or economic policy*  
 2 *reform objectives, shall remain available until expended:*  
 3 *Provided further, That the report required by section 653(a)*  
 4 *of the Foreign Assistance Act of 1961 shall designate for*  
 5 *each country, to the extent known at the time of submission*  
 6 *of such report, those funds allocated for cash disbursement*  
 7 *for balance of payment and economic policy reform pur-*  
 8 *poses.*

9 *LIMITATION ON ASSISTANCE TO COUNTRIES IN DEFAULT*

10 *SEC. 512. No part of any appropriation contained in*  
 11 *this Act shall be used to furnish assistance to any govern-*  
 12 *ment which is in default during a period in excess of one*  
 13 *calendar year in payment to the United States of principal*  
 14 *or interest on any loan made to such government by the*  
 15 *United States pursuant to a program for which funds are*  
 16 *appropriated under this Act: Provided, That this section*  
 17 *and section 620(q) of the Foreign Assistance Act of 1961*  
 18 *shall not apply to funds made available for any narcotics-*  
 19 *related assistance for Colombia, Bolivia, and Peru author-*  
 20 *ized by the Foreign Assistance Act of 1961 or the Arms Ex-*  
 21 *port Control Act.*

22 *COMMERCE AND TRADE*

23 *SEC. 513. (a) None of the funds appropriated or made*  
 24 *available pursuant to this Act for direct assistance and*  
 25 *none of the funds otherwise made available pursuant to this*  
 26 *Act to the Export-Import Bank and the Overseas Private*

1 *Investment Corporation shall be obligated or expended to*  
2 *finance any loan, any assistance or any other financial*  
3 *commitments for establishing or expanding production of*  
4 *any commodity for export by any country other than the*  
5 *United States, if the commodity is likely to be in surplus*  
6 *on world markets at the time the resulting productive ca-*  
7 *capacity is expected to become operative and if the assistance*  
8 *will cause substantial injury to United States producers of*  
9 *the same, similar, or competing commodity: Provided, That*  
10 *such prohibition shall not apply to the Export-Import Bank*  
11 *if in the judgment of its Board of Directors the benefits to*  
12 *industry and employment in the United States are likely*  
13 *to outweigh the injury to United States producers of the*  
14 *same, similar, or competing commodity, and the Chairman*  
15 *of the Board so notifies the Committees on Appropriations.*

16       *(b) None of the funds appropriated by this or any other*  
17 *Act to carry out chapter 1 of part I of the Foreign Assist-*  
18 *ance Act of 1961 shall be available for any testing or breed-*  
19 *ing feasibility study, variety improvement or introduction,*  
20 *consultancy, publication, conference, or training in connec-*  
21 *tion with the growth or production in a foreign country*  
22 *of an agricultural commodity for export which would com-*  
23 *pete with a similar commodity grown or produced in the*  
24 *United States: Provided, That this subsection shall not*  
25 *prohibit—*

- 1           (1) *activities designed to increase food security*  
2           *in developing countries where such activities will not*  
3           *have a significant impact in the export of agricul-*  
4           *tural commodities of the United States; or*
- 5           (2) *research activities intended primarily to ben-*  
6           *efit American producers.*

7                               *SURPLUS COMMODITIES*

8           *SEC. 514. The Secretary of the Treasury shall instruct*  
9           *the United States Executive Directors of the International*  
10          *Bank for Reconstruction and Development, the Inter-*  
11          *national Development Association, the International Fi-*  
12          *nance Corporation, the Inter-American Development Bank,*  
13          *the International Monetary Fund, the Asian Development*  
14          *Bank, the Inter-American Investment Corporation, the*  
15          *North American Development Bank, the European Bank for*  
16          *Reconstruction and Development, the African Development*  
17          *Bank, and the African Development Fund to use the voice*  
18          *and vote of the United States to oppose any assistance by*  
19          *these institutions, using funds appropriated or made avail-*  
20          *able pursuant to this Act, for the production or extraction*  
21          *of any commodity or mineral for export, if it is in surplus*  
22          *on world markets and if the assistance will cause substan-*  
23          *tial injury to United States producers of the same, similar,*  
24          *or competing commodity.*

## NOTIFICATION REQUIREMENTS

1  
2       *SEC. 515. (a) For the purposes of providing the execu-*  
3 *tive branch with the necessary administrative flexibility,*  
4 *none of the funds made available under this Act for “Devel-*  
5 *opment Assistance”, “Global Health”, “International Orga-*  
6 *nizations and Programs”, “Trade and Development Agen-*  
7 *cy”, “International Narcotics Control and Law Enforce-*  
8 *ment”, “Assistance for Eastern Europe and the Baltic*  
9 *States”, “Assistance for the Independent States”, “Eco-*  
10 *nomic Support Fund”, “Peacekeeping Operations”, “Oper-*  
11 *ating Expenses of the Agency for International Develop-*  
12 *ment”, “Operating Expenses of the Agency for Inter-*  
13 *national Development Office of Inspector General”, “Non-*  
14 *proliferation, Anti-terrorism, Demining and Related Pro-*  
15 *grams”, “Foreign Military Financing Program”, “Inter-*  
16 *national Military Education and Training”, “Peace*  
17 *Corps”, and “Migration and Refugee Assistance”, shall be*  
18 *available for obligation for activities, programs, projects,*  
19 *type of materiel assistance, countries, or other operations*  
20 *not justified or in excess of the amount justified to the Ap-*  
21 *propriations Committees for obligation under any of these*  
22 *specific headings unless the Appropriations Committees of*  
23 *both Houses of Congress are previously notified 15 days in*  
24 *advance: Provided, That the President shall not enter into*  
25 *any commitment of funds appropriated for the purposes of*

1 *section 23 of the Arms Export Control Act for the provision*  
2 *of major defense equipment, other than conventional ammu-*  
3 *munition, or other major defense items defined to be aircraft,*  
4 *ships, missiles, or combat vehicles, not previously justified*  
5 *to Congress or 20 percent in excess of the quantities justified*  
6 *to Congress unless the Committees on Appropriations are*  
7 *notified 15 days in advance of such commitment: Provided*  
8 *further, That this section shall not apply to any reprogram-*  
9 *ming for an activity, program, or project under chapter 1*  
10 *of part I of the Foreign Assistance Act of 1961 of less than*  
11 *10 percent of the amount previously justified to the Con-*  
12 *gress for obligation for such activity, program, or project*  
13 *for the current fiscal year: Provided further, That the re-*  
14 *quirements of this section or any similar provision of this*  
15 *Act or any other Act, including any prior Act requiring*  
16 *notification in accordance with the regular notification*  
17 *procedures of the Committees on Appropriations, may be*  
18 *waived if failure to do so would pose a substantial risk to*  
19 *human health or welfare: Provided further, That in case*  
20 *of any such waiver, notification to the Congress, or the ap-*  
21 *propriate congressional committees, shall be provided as*  
22 *early as practicable, but in no event later than 3 days after*  
23 *taking the action to which such notification requirement*  
24 *was applicable, in the context of the circumstances necessi-*  
25 *tating such waiver: Provided further, That any notification*

1 *provided pursuant to such a waiver shall contain an expla-*  
 2 *nation of the emergency circumstances.*

3 *(b) Drawdowns made pursuant to section 506(a)(2) of*  
 4 *the Foreign Assistance Act of 1961 shall be subject to the*  
 5 *regular notification procedures of the Committees on Appro-*  
 6 *priations.*

7 *LIMITATION ON AVAILABILITY OF FUNDS FOR*  
 8 *INTERNATIONAL ORGANIZATIONS AND PROGRAMS*

9 *SEC. 516. Subject to the regular notification proce-*  
 10 *dures of the Committees on Appropriations, funds appro-*  
 11 *priated under this Act or any previously enacted Act mak-*  
 12 *ing appropriations for foreign operations, export financing,*  
 13 *and related programs, which are returned or not made*  
 14 *available for organizations and programs because of the im-*  
 15 *plementation of section 307(a) of the Foreign Assistance Act*  
 16 *of 1961, shall remain available for obligation until Sep-*  
 17 *tember 30, 2002.*

18 *INDEPENDENT STATES OF THE FORMER SOVIET UNION*

19 *SEC. 517. (a) None of the funds appropriated under*  
 20 *the heading “Assistance for the Independent States” shall*  
 21 *be made available for assistance for a government of an*  
 22 *Independent State of the former Soviet Union—*

23 *(1) unless that government is making progress in*  
 24 *implementing comprehensive economic reforms based*  
 25 *on market principles, private ownership, respect for*

1        *commercial contracts, and equitable treatment of for-*  
2        *ign private investment; and*

3            (2) *if that government applies or transfers*  
4        *United States assistance to any entity for the purpose*  
5        *of expropriating or seizing ownership or control of as-*  
6        *sets, investments, or ventures.*

7 *Assistance may be furnished without regard to this sub-*  
8 *section if the President determines that to do so is in the*  
9 *national interest.*

10        (b) *None of the funds appropriated under the heading*  
11 *“Assistance for the Independent States” shall be made*  
12 *available for assistance for a government of an Independent*  
13 *State of the former Soviet Union if that government directs*  
14 *any action in violation of the territorial integrity or na-*  
15 *tional sovereignty of any other Independent State of the*  
16 *former Soviet Union, such as those violations included in*  
17 *the Helsinki Final Act: Provided, That such funds may be*  
18 *made available without regard to the restriction in this sub-*  
19 *section if the President determines that to do so is in the*  
20 *national security interest of the United States.*

21        (c) *None of the funds appropriated under the heading*  
22 *“Assistance for the Independent States” shall be made*  
23 *available for any state to enhance its military capability:*  
24 *Provided, That this restriction does not apply to demili-*  
25 *tarization, demining or nonproliferation programs.*



1       (d) *Funds appropriated under the heading “Assistance*  
2 *for the Independent States” shall be subject to the regular*  
3 *notification procedures of the Committees on Appropria-*  
4 *tions.*

5       (e) *Funds made available in this Act for assistance for*  
6 *the Independent States of the former Soviet Union shall be*  
7 *subject to the provisions of section 117 (relating to environ-*  
8 *ment and natural resources) of the Foreign Assistance Act*  
9 *of 1961.*

10       (f) *Funds appropriated in this or prior appropriations*  
11 *Acts that are or have been made available for an Enterprise*  
12 *Fund in the Independent States of the Former Soviet Union*  
13 *may be deposited by such Fund in interest-bearing accounts*  
14 *prior to the disbursement of such funds by the Fund for*  
15 *program purposes. The Fund may retain for such program*  
16 *purposes any interest earned on such deposits without re-*  
17 *turning such interest to the Treasury of the United States*  
18 *and without further appropriation by the Congress. Funds*  
19 *made available for Enterprise Funds shall be expended at*  
20 *the minimum rate necessary to make timely payment for*  
21 *projects and activities.*

22       (g) *In issuing new task orders, entering into contracts,*  
23 *or making grants, with funds appropriated in this Act or*  
24 *prior appropriations Acts under the heading “Assistance*  
25 *for the Independent States” and under comparable headings*

1 *in prior appropriations Acts, for projects or activities that*  
 2 *have as one of their primary purposes the fostering of pri-*  
 3 *vate sector development, the Coordinator for United States*  
 4 *Assistance to the New Independent States and the imple-*  
 5 *menting agency shall encourage the participation of and*  
 6 *give significant weight to contractors and grantees who pro-*  
 7 *pose investing a significant amount of their own resources*  
 8 *(including volunteer services and in-kind contributions) in*  
 9 *such projects and activities.*

10        *PROHIBITION ON FUNDING FOR ABORTIONS AND*  
 11                *INVOLUNTARY STERILIZATION*

12        *SEC. 518. None of the funds made available to carry*  
 13 *out part I of the Foreign Assistance Act of 1961, as amend-*  
 14 *ed, may be used to pay for the performance of abortions*  
 15 *as a method of family planning or to motivate or coerce*  
 16 *any person to practice abortions. None of the funds made*  
 17 *available to carry out part I of the Foreign Assistance Act*  
 18 *of 1961, as amended, may be used to pay for the perform-*  
 19 *ance of involuntary sterilization as a method of family*  
 20 *planning or to coerce or provide any financial incentive*  
 21 *to any person to undergo sterilizations. None of the funds*  
 22 *made available to carry out part I of the Foreign Assistance*  
 23 *Act of 1961, as amended, may be used to pay for any bio-*  
 24 *medical research which relates in whole or in part, to meth-*  
 25 *ods of, or the performance of, abortions or involuntary steri-*  
 26 *lization as a means of family planning. None of the funds*

1 *made available to carry out part I of the Foreign Assistance*  
 2 *Act of 1961, as amended, may be obligated or expended for*  
 3 *any country or organization if the President certifies that*  
 4 *the use of these funds by any such country or organization*  
 5 *would violate any of the above provisions related to abor-*  
 6 *tions and involuntary sterilizations: Provided, That none*  
 7 *of the funds made available under this Act may be used*  
 8 *to lobby for or against abortion.*

9 *EXPORT FINANCING TRANSFER AUTHORITIES*

10 *SEC. 519. Not to exceed 5 percent of any appropriation*  
 11 *other than for administrative expenses made available for*  
 12 *fiscal year 2001, for programs under title I of this Act may*  
 13 *be transferred between such appropriations for use for any*  
 14 *of the purposes, programs, and activities for which the*  
 15 *funds in such receiving account may be used, but no such*  
 16 *appropriation, except as otherwise specifically provided,*  
 17 *shall be increased by more than 25 percent by any such*  
 18 *transfer: Provided, That the exercise of such authority shall*  
 19 *be subject to the regular notification procedures of the Com-*  
 20 *mittees on Appropriations.*

21 *SPECIAL NOTIFICATION REQUIREMENTS*

22 *SEC. 520. None of the funds appropriated by this Act*  
 23 *shall be obligated or expended for Colombia, Haiti, Liberia,*  
 24 *Pakistan, Serbia, Sudan, or the Democratic Republic of*  
 25 *Congo except as provided through the regular notification*  
 26 *procedures of the Committees on Appropriations.*

1        *DEFINITION OF PROGRAM, PROJECT, AND ACTIVITY*

2        *SEC. 521. For the purpose of this Act, “program,*  
3 *project, and activity” shall be defined at the appropriations*  
4 *Act account level and shall include all appropriations and*  
5 *authorizations Acts earmarks, ceilings, and limitations*  
6 *with the exception that for the following accounts: Economic*  
7 *Support Fund and Foreign Military Financing Program,*  
8 *“program, project, and activity” shall also be considered*  
9 *to include country, regional, and central program level*  
10 *funding within each such account; for the development as-*  
11 *sistance accounts of the Agency for International Develop-*  
12 *ment “program, project, and activity” shall also be consid-*  
13 *ered to include central program level funding, either as: (1)*  
14 *justified to the Congress; or (2) allocated by the executive*  
15 *branch in accordance with a report, to be provided to the*  
16 *Committees on Appropriations within 30 days of the enact-*  
17 *ment of this Act, as required by section 653(a) of the For-*  
18 *ign Assistance Act of 1961.*

19        *CHILD SURVIVAL, AIDS, AND OTHER ACTIVITIES*

20        *SEC. 522. Up to \$10,000,000 of the funds made avail-*  
21 *able by this Act for assistance for health, family planning,*  
22 *child survival, environment, basic education, and AIDS,*  
23 *may be used to reimburse United States Government agen-*  
24 *cies, agencies of State governments, institutions of higher*  
25 *learning, and private and voluntary organizations for the*  
26 *full cost of individuals (including for the personal services*

1 of such individuals) detailed or assigned to, or contracted  
 2 by, as the case may be, the Agency for International Devel-  
 3 opment for the purpose of carrying out child survival, basic  
 4 education, and infectious disease activities: Provided, That  
 5 up to \$1,500,000 of the funds made available by this Act  
 6 for assistance under the heading "Development Assistance"  
 7 may be used to reimburse such agencies, institutions, and  
 8 organizations for such costs of such individuals carrying  
 9 out other development assistance activities: Provided fur-  
 10 ther, That funds appropriated by this Act that are made  
 11 available for child survival activities or disease programs  
 12 including activities relating to research on, and the preven-  
 13 tion, treatment and control of, Acquired Immune Deficiency  
 14 Syndrome may be made available notwithstanding any  
 15 provision of law that restricts assistance to foreign coun-  
 16 tries: Provided further, That funds appropriated by this Act  
 17 that are made available for family planning activities may  
 18 be made available notwithstanding section 512 of this Act  
 19 and section 620(q) of the Foreign Assistance Act of 1961.

20 PROHIBITION AGAINST INDIRECT FUNDING TO CERTAIN  
 21 COUNTRIES

22 SEC. 523. None of the funds appropriated or otherwise  
 23 made available pursuant to this Act shall be obligated to  
 24 finance indirectly any assistance or reparations to Cuba,  
 25 Iraq, Libya, Iran, Syria, North Korea, or the People's Re-  
 26 public of China, unless the President of the United States

1 *certifies that the withholding of these funds is contrary to*  
2 *the national interest of the United States.*

3 *NOTIFICATION ON EXCESS DEFENSE EQUIPMENT*

4 *SEC. 524. Prior to providing excess Department of De-*  
5 *fense articles in accordance with section 516(a) of the For-*  
6 *ign Assistance Act of 1961, the Department of Defense shall*  
7 *notify the Committees on Appropriations to the same extent*  
8 *and under the same conditions as are other committees pur-*  
9 *suant to subsection (f) of that section: Provided, That before*  
10 *issuing a letter of offer to sell excess defense articles under*  
11 *the Arms Export Control Act, the Department of Defense*  
12 *shall notify the Committees on Appropriations in accord-*  
13 *ance with the regular notification procedures of such Com-*  
14 *mittees: Provided further, That such Committees shall also*  
15 *be informed of the original acquisition cost of such defense*  
16 *articles.*

17 *AUTHORIZATION REQUIREMENT*

18 *SEC. 525. Funds appropriated by this Act may be obli-*  
19 *gated and expended notwithstanding section 10 of Public*  
20 *Law 91–672 and section 15 of the State Department Basic*  
21 *Authorities Act of 1956.*

22 *DEMOCRACY IN CHINA*

23 *SEC. 526. Notwithstanding any other provision of law*  
24 *that restricts assistance to foreign countries, funds appro-*  
25 *priated by this Act for “Economic Support Fund” may be*  
26 *made available to provide general support and grants for*

1 nongovernmental organizations located outside the People's  
2 Republic of China that have as their primary purpose fos-  
3 tering democracy in that country, and for activities of non-  
4 governmental organizations located outside the People's Re-  
5 public of China to foster rule of law and democracy in that  
6 country: Provided, That none of the funds made available  
7 for activities to foster democracy in the People's Republic  
8 of China may be made available for assistance to the gov-  
9 ernment of that country, except that funds appropriated by  
10 this Act under the heading "Economic Support Fund" that  
11 are made available for the National Endowment for Democ-  
12 racy or its grantees may be made available for activities  
13 to foster democracy in that country notwithstanding this  
14 proviso and any other provision of law: Provided further,  
15 That funds made available pursuant to the authority of this  
16 section shall be subject to the regular notification procedures  
17 of the Committees on Appropriations.

18 PROHIBITION ON BILATERAL ASSISTANCE TO TERRORIST  
19 COUNTRIES

20 SEC. 527. (a) Funds appropriated for bilateral assist-  
21 ance under any heading of this Act and funds appropriated  
22 under any such heading in a provision of law enacted prior  
23 to the enactment of this Act, shall not be made available  
24 to any country which the President determines—

1           (1) *grants sanctuary from prosecution to any in-*  
2       *dividual or group which has committed an act of*  
3       *international terrorism; or*

4           (2) *otherwise supports international terrorism.*

5       (b) *The President may waive the application of sub-*  
6       *section (a) to a country if the President determines that*  
7       *national security or humanitarian reasons justify such*  
8       *waiver. The President shall publish each waiver in the Fed-*  
9       *eral Register and, at least 15 days before the waiver takes*  
10       *effect, shall notify the Committees on Appropriations of the*  
11       *waiver (including the justification for the waiver) in ac-*  
12       *cordance with the regular notification procedures of the*  
13       *Committees on Appropriations.*

14           COMMERCIAL LEASING OF DEFENSE ARTICLES

15       SEC. 528. *Notwithstanding any other provision of law,*  
16       *and subject to the regular notification procedures of the*  
17       *Committees on Appropriations, the authority of section*  
18       *23(a) of the Arms Export Control Act may be used to pro-*  
19       *vide financing to Israel, Egypt and NATO and major non-*  
20       *NATO allies for the procurement by leasing (including leas-*  
21       *ing with an option to purchase) of defense articles from*  
22       *United States commercial suppliers, not including Major*  
23       *Defense Equipment (other than helicopters and other types*  
24       *of aircraft having possible civilian application), if the*  
25       *President determines that there are compelling foreign pol-*  
26       *icy or national security reasons for those defense articles*



1 *being provided by commercial lease rather than by govern-*  
2 *ment-to-government sale under such Act.*

3 *COMPETITIVE INSURANCE*

4 *SEC. 529. All Agency for International Development*  
5 *contracts and solicitations, and subcontracts entered into*  
6 *under such contracts, shall include a clause requiring that*  
7 *United States insurance companies have a fair opportunity*  
8 *to bid for insurance when such insurance is necessary or*  
9 *appropriate.*

10 *STINGERS IN THE PERSIAN GULF REGION*

11 *SEC. 530. (a) PROHIBITION.—Notwithstanding any*  
12 *other provision of law and except as provided in subsection*  
13 *(b), the United States may not sell or otherwise make avail-*  
14 *able under the Arms Export Control Act or chapter 2 of*  
15 *part II of the Foreign Assistance Act of 1961 any Stinger*  
16 *ground-to-air missiles to any country bordering the Persian*  
17 *Gulf.*

18 *(b) ADDITIONAL TRANSFERS AUTHORIZED.—In addi-*  
19 *tion to other defense articles authorized to be transferred*  
20 *by section 581 of the Foreign Operations, Export Financ-*  
21 *ing, and Related Programs Appropriation Act, 1990, the*  
22 *United States may sell or make available, under the Arms*  
23 *Export Control Act or chapter 2 of part II of the Foreign*  
24 *Assistance Act of 1961, Stinger ground-to-air missiles to*  
25 *any country bordering the Persian Gulf in order to replace,*  
26 *on a one-for-one basis, Stinger missiles previously furnished*

1 *to such country if the Stinger missiles to be replaced are*  
 2 *nearing the scheduled expiration of their shelf-life.*

### 3 *DEBT-FOR-DEVELOPMENT*

4 *SEC. 531. In order to enhance the continued participa-*  
 5 *tion of nongovernmental organizations in economic assist-*  
 6 *ance activities under the Foreign Assistance Act of 1961,*  
 7 *including endowments, debt-for-development and debt-for-*  
 8 *nature exchanges, a nongovernmental organization which*  
 9 *is a grantee or contractor of the Agency for International*  
 10 *Development may place in interest bearing accounts funds*  
 11 *made available under this Act or prior Acts or local cur-*  
 12 *rencies which accrue to that organization as a result of eco-*  
 13 *nomie assistance provided under title II of this Act and*  
 14 *any interest earned on such investment shall be used for*  
 15 *the purpose for which the assistance was provided to that*  
 16 *organization.*

### 17 *SEPARATE ACCOUNTS*

18 *SEC. 532. (a) SEPARATE ACCOUNTS FOR LOCAL CUR-*  
 19 *RENCIES.—(1) If assistance is furnished to the government*  
 20 *of a foreign country under chapters 1 and 10 of part I or*  
 21 *chapter 4 of part II of the Foreign Assistance Act of 1961*  
 22 *under agreements which result in the generation of local*  
 23 *currencies of that country, the Administrator of the Agency*  
 24 *for International Development shall—*

25 *(A) require that local currencies be deposited in*  
 26 *a separate account established by that government;*

1           (B) enter into an agreement with that govern-  
2           ment which sets forth—

3                   (i) the amount of the local currencies to be  
4                   generated; and

5                   (ii) the terms and conditions under which  
6                   the currencies so deposited may be utilized, con-  
7                   sistent with this section; and

8           (C) establish by agreement with that government  
9           the responsibilities of the Agency for International  
10          Development and that government to monitor and ac-  
11          count for deposits into and disbursements from the  
12          separate account.

13          (2) *USES OF LOCAL CURRENCIES.*—As may be agreed  
14          upon with the foreign government, local currencies depos-  
15          ited in a separate account pursuant to subsection (a), or  
16          an equivalent amount of local currencies, shall be used  
17          only—

18                   (A) to carry out chapters 1 or 10 of part I or  
19                   chapter 4 of part II (as the case may be), for such  
20                   purposes as—

21                           (i) project and sector assistance activities;

22                           or

23                           (ii) debt and deficit financing; or

24                   (B) for the administrative requirements of the  
25          United States Government.

1       (3) *PROGRAMMING ACCOUNTABILITY.*—*The Agency for*  
 2 *International Development shall take all necessary steps to*  
 3 *ensure that the equivalent of the local currencies disbursed*  
 4 *pursuant to subsection (a)(2)(A) from the separate account*  
 5 *established pursuant to subsection (a)(1) are used for the*  
 6 *purposes agreed upon pursuant to subsection (a)(2).*

7       (4) *TERMINATION OF ASSISTANCE PROGRAMS.*—*Upon*  
 8 *termination of assistance to a country under chapters 1 or*  
 9 *10 of part I or chapter 4 of part II (as the case may be),*  
 10 *any unencumbered balances of funds which remain in a*  
 11 *separate account established pursuant to subsection (a)*  
 12 *shall be disposed of for such purposes as may be agreed to*  
 13 *by the government of that country and the United States*  
 14 *Government.*

15       (5) *REPORTING REQUIREMENT.*—*The Administrator*  
 16 *of the Agency for International Development shall report*  
 17 *on an annual basis as part of the justification documents*  
 18 *submitted to the Committees on Appropriations on the use*  
 19 *of local currencies for the administrative requirements of*  
 20 *the United States Government as authorized in subsection*  
 21 *(a)(2)(B), and such report shall include the amount of local*  
 22 *currency (and United States dollar equivalent) used and/*  
 23 *or to be used for such purpose in each applicable country.*

24       (b) *SEPARATE ACCOUNTS FOR CASH TRANSFERS.*—(1)  
 25 *If assistance is made available to the government of a for-*

1 *eign country, under chapters 1 or 10 of part I or chapter*  
2 *4 of part II of the Foreign Assistance Act of 1961, as cash*  
3 *transfer assistance or as nonproject sector assistance, that*  
4 *country shall be required to maintain such funds in a sepa-*  
5 *rate account and not commingle them with any other funds.*

6 (2) *APPLICABILITY OF OTHER PROVISIONS OF LAW.—*  
7 *Such funds may be obligated and expended notwithstanding*  
8 *provisions of law which are inconsistent with the nature*  
9 *of this assistance including provisions which are referenced*  
10 *in the Joint Explanatory Statement of the Committee of*  
11 *Conference accompanying House Joint Resolution 648*  
12 *(House Report No. 98–1159).*

13 (3) *NOTIFICATION.—At least 15 days prior to obli-*  
14 *gating any such cash transfer or nonproject sector assist-*  
15 *ance, the President shall submit a notification through the*  
16 *regular notification procedures of the Committees on Appro-*  
17 *priations, which shall include a detailed description of how*  
18 *the funds proposed to be made available will be used, with*  
19 *a discussion of the United States interests that will be*  
20 *served by the assistance (including, as appropriate, a de-*  
21 *scription of the economic policy reforms that will be pro-*  
22 *moted by such assistance).*

23 (4) *EXEMPTION.—Nonproject sector assistance funds*  
24 *may be exempt from the requirements of subsection (b)(1)*

1 *only through the notification procedures of the Committees*  
 2 *on Appropriations.*

3 *COMPENSATION FOR UNITED STATES EXECUTIVE*

4 *DIRECTORS TO INTERNATIONAL FINANCIAL INSTITUTIONS*

5 *SEC. 533. (a) No funds appropriated by this Act may*  
 6 *be made as payment to any international financial institu-*  
 7 *tion while the United States Executive Director to such in-*  
 8 *stitution is compensated by the institution at a rate which,*  
 9 *together with whatever compensation such Director receives*  
 10 *from the United States, is in excess of the rate provided*  
 11 *for an individual occupying a position at level IV of the*  
 12 *Executive Schedule under section 5315 of title 5, United*  
 13 *States Code, or while any alternate United States Director*  
 14 *to such institution is compensated by the institution at a*  
 15 *rate in excess of the rate provided for an individual occu-*  
 16 *pying a position at level V of the Executive Schedule under*  
 17 *section 5316 of title 5, United States Code.*

18 *(b) For purposes of this section, “international finan-*  
 19 *cial institutions” are: the International Bank for Recon-*  
 20 *struction and Development, the Inter-American Develop-*  
 21 *ment Bank, the Asian Development Bank, the Asian Devel-*  
 22 *opment Fund, the African Development Bank, the African*  
 23 *Development Fund, the International Monetary Fund, the*  
 24 *North American Development Bank, and the European*  
 25 *Bank for Reconstruction and Development.*

1 COMPLIANCE WITH UNITED NATIONS SANCTIONS AGAINST  
2 IRAQ

3 SEC. 534. *None of the funds appropriated or otherwise*  
4 *made available pursuant to this Act to carry out the For-*  
5 *ign Assistance Act of 1961 (including title IV of chapter*  
6 *2 of part I, relating to the Overseas Private Investment Cor-*  
7 *poration) or the Arms Export Control Act may be used to*  
8 *provide assistance to any country that is not in compliance*  
9 *with the United Nations Security Council sanctions against*  
10 *Iraq unless the President determines and so certifies to the*  
11 *Congress that—*

12 (1) *such assistance is in the national interest of*  
13 *the United States;*

14 (2) *such assistance will directly benefit the needy*  
15 *people in that country; or*

16 (3) *the assistance to be provided will be humani-*  
17 *tarian assistance for foreign nationals who have fled*  
18 *Iraq and Kuwait.*

19 AUTHORITIES FOR THE PEACE CORPS, INTERNATIONAL  
20 FUND FOR AGRICULTURAL DEVELOPMENT, AND AFRI-  
21 CAN DEVELOPMENT FOUNDATION

22 SEC. 535. (a) *Unless expressly provided to the con-*  
23 *trary, provisions of this or any other Act, including provi-*  
24 *sions contained in prior Acts authorizing or making appro-*  
25 *priations for foreign operations, export financing, and re-*  
26 *lated programs, shall not be construed to prohibit activities*

1 *authorized by or conducted under the Peace Corps Act or*  
 2 *the African Development Foundation Act. The agency shall*  
 3 *promptly report to the Committees on Appropriations*  
 4 *whenever it is conducting activities or is proposing to con-*  
 5 *duct activities in a country for which assistance is prohib-*  
 6 *ited.*

7       **(b)** *Unless expressly provided to the contrary, limita-*  
 8 *tions on the availability of funds for “International Orga-*  
 9 *nizations and Programs” in this or any other Act, includ-*  
 10 *ing prior appropriations Acts, shall not be construed to be*  
 11 *applicable to the International Fund for Agricultural De-*  
 12 *velopment.*

13                   **IMPACT ON JOBS IN THE UNITED STATES**

14       **SEC. 536.** *None of the funds appropriated by this Act*  
 15 *may be obligated or expended to provide—*

16               **(a)** *any financial incentive to a business enter-*  
 17 *prise currently located in the United States for the*  
 18 *purpose of inducing such an enterprise to relocate*  
 19 *outside the United States if such incentive or induce-*  
 20 *ment is likely to reduce the number of employees of*  
 21 *such business enterprise in the United States because*  
 22 *United States production is being replaced by such*  
 23 *enterprise outside the United States;*

24               **(b)** *assistance for the purpose of establishing or*  
 25 *developing in a foreign country any export processing*  
 26 *zone or designated area in which the tax, tariff, labor,*



1        *environment, and safety laws of that country do not*  
2        *apply, in part or in whole, to activities carried out*  
3        *within that zone or area, unless the President deter-*  
4        *mines and certifies that such assistance is not likely*  
5        *to cause a loss of jobs within the United States; or*

6            *(c) assistance for any project or activity that*  
7        *contributes to the violation of internationally recog-*  
8        *nized workers rights, as defined in section 502(a)(4)*  
9        *of the Trade Act of 1974, of workers in the recipient*  
10       *country, including any designated zone or area in*  
11       *that country: Provided, That in recognition that the*  
12       *application of this subsection should be commensurate*  
13       *with the level of development of the recipient country*  
14       *and sector, the provisions of this subsection shall not*  
15       *preclude assistance for the informal sector in such*  
16       *country, micro and small-scale enterprise, and*  
17       *smallholder agriculture.*

18            *FUNDING PROHIBITION FOR SERBIA*

19        *SEC. 537. None of the funds appropriated by this Act*  
20       *may be made available for assistance for the Republic of*  
21       *Serbia: Provided, That this restriction shall not apply to*  
22       *assistance for Kosova or Montenegro, or to assistance to pro-*  
23       *mote democratization: Provided further, That section 620(t)*  
24       *of the Foreign Assistance Act of 1961, as amended, shall*  
25       *not apply to Kosova or Montenegro.*

## SPECIAL AUTHORITIES

1  
2       *SEC. 538. (a) Funds appropriated in titles I and II*  
3 *of this Act that are made available for Afghanistan, Leb-*  
4 *anon, Montenegro, and for victims of war, displaced chil-*  
5 *dren, displaced Burmese, humanitarian assistance for Ro-*  
6 *mania, and humanitarian assistance for the peoples of*  
7 *Kosova, may be made available notwithstanding any other*  
8 *provision of law: Provided, That any such funds that are*  
9 *made available for Cambodia shall be subject to the provi-*  
10 *sions of section 531(e) of the Foreign Assistance Act of 1961*  
11 *and section 906 of the International Security and Develop-*  
12 *ment Cooperation Act of 1985.*

13       *(b) Funds appropriated by this Act to carry out the*  
14 *provisions of sections 103 through 106 of the Foreign Assist-*  
15 *ance Act of 1961 may be used, notwithstanding any other*  
16 *provision of law, for the purpose of supporting tropical for-*  
17 *estry and biodiversity conservation activities and, subject*  
18 *to the regular notification procedures of the Committees on*  
19 *Appropriations, energy programs aimed at reducing green-*  
20 *house gas emissions: Provided, That such assistance shall*  
21 *be subject to sections 116, 502B, and 620A of the Foreign*  
22 *Assistance Act of 1961.*

23       *(c) The Agency for International Development may*  
24 *employ personal services contractors, notwithstanding any*

1 *other provision of law, for the purpose of administering pro-*  
 2 *grams for the West Bank and Gaza.*

3 *(d)(1) WAIVER.—The President may waive the provi-*  
 4 *sions of section 1003 of Public Law 100–204 if the Presi-*  
 5 *dent determines and certifies in writing to the Speaker of*  
 6 *the House of Representatives and the President pro tempore*  
 7 *of the Senate that it is important to the national security*  
 8 *interests of the United States.*

9 *(2) PERIOD OF APPLICATION OF WAIVER.—Any waiv-*  
 10 *er pursuant to paragraph (1) shall be effective for no more*  
 11 *than a period of 6 months at a time and shall not apply*  
 12 *beyond 12 months after the enactment of this Act.*

13 *POLICY ON TERMINATING THE ARAB LEAGUE BOYCOTT OF*  
 14 *ISRAEL*

15 *SEC. 539. It is the sense of the Congress that—*

16 *(1) the Arab League countries should imme-*  
 17 *diately and publicly renounce the primary boycott of*  
 18 *Israel and the secondary and tertiary boycott of*  
 19 *American firms that have commercial ties with Israel;*

20 *(2) the decision by the Arab League in 1997 to*  
 21 *reinstate the boycott against Israel was deeply trou-*  
 22 *bling and disappointing;*

23 *(3) the Arab League should immediately rescind*  
 24 *its decision on the boycott and its members should de-*  
 25 *velop normal relations with their neighbor Israel; and*

26 *(4) the President should—*

1           (A) take more concrete steps to encourage  
2 vigorously Arab League countries to renounce  
3 publicly the primary boycotts of Israel and the  
4 secondary and tertiary boycotts of American  
5 firms that have commercial relations with Israel  
6 as a confidence-building measure;

7           (B) take into consideration the participa-  
8 tion of any recipient country in the primary  
9 boycott of Israel and the secondary and tertiary  
10 boycotts of American firms that have commercial  
11 relations with Israel when determining whether  
12 to sell weapons to said country;

13           (C) report to Congress on the specific steps  
14 being taken by the President to bring about a  
15 public renunciation of the Arab primary boycott  
16 of Israel and the secondary and tertiary boycotts  
17 of American firms that have commercial rela-  
18 tions with Israel and to expand the process of  
19 normalizing ties between Arab League countries  
20 and Israel; and

21           (D) encourage the allies and trading part-  
22 ners of the United States to enact laws prohib-  
23 iting businesses from complying with the boycott  
24 and penalizing businesses that do comply.

## ANTI-NARCOTICS ACTIVITIES

1  
2       *SEC. 540. Of the funds appropriated or otherwise made*  
3 *available by this Act for “Economic Support Fund”, assist-*  
4 *ance may be provided to strengthen the administration of*  
5 *justice in countries in Latin America and the Caribbean*  
6 *and in other regions consistent with the provisions of sec-*  
7 *tion 534(b) of the Foreign Assistance Act of 1961, except*  
8 *that programs to enhance protection of participants in ju-*  
9 *dicial cases may be conducted notwithstanding section 660*  
10 *of that Act. Section 534(c) and the second and third sen-*  
11 *tences of section 534(e) of the Foreign Assistance Act of*  
12 *1961 are repealed.*

## ELIGIBILITY FOR ASSISTANCE

13  
14       *SEC. 541. (a) ASSISTANCE THROUGH NONGOVERN-*  
15 *MENTAL ORGANIZATIONS.—Restrictions contained in this*  
16 *or any other Act with respect to assistance for a country*  
17 *shall not be construed to restrict assistance in support of*  
18 *programs of nongovernmental organizations from funds ap-*  
19 *propriated by this Act to carry out the provisions of chap-*  
20 *ters 1, 10, and 11 of part I and chapter 4 of part II of*  
21 *the Foreign Assistance Act of 1961, and from funds appro-*  
22 *priated under the heading “Assistance for Eastern Europe*  
23 *and the Baltic States”: Provided, That the President shall*  
24 *take into consideration, in any case in which a restriction*  
25 *on assistance would be applicable but for this subsection,*  
26 *whether assistance in support of programs of nongovern-*

1 *mental organizations is in the national interest of the*  
2 *United States: Provided further, That before using the au-*  
3 *thority of this subsection to furnish assistance in support*  
4 *of programs of nongovernmental organizations, the Presi-*  
5 *dent shall notify the Committees on Appropriations under*  
6 *the regular notification procedures of those committees, in-*  
7 *cluding a description of the program to be assisted, the as-*  
8 *sistance to be provided, and the reasons for furnishing such*  
9 *assistance: Provided further, That nothing in this sub-*  
10 *section shall be construed to alter any existing statutory*  
11 *prohibitions against abortion or involuntary sterilizations*  
12 *contained in this or any other Act.*

13       *(b) PUBLIC LAW 480.—During fiscal year 2001, re-*  
14 *strictions contained in this or any other Act with respect*  
15 *to assistance for a country shall not be construed to restrict*  
16 *assistance under the Agricultural Trade Development and*  
17 *Assistance Act of 1954: Provided, That none of the funds*  
18 *appropriated to carry out title I of such Act and made*  
19 *available pursuant to this subsection may be obligated or*  
20 *expended except as provided through the regular notifica-*  
21 *tion procedures of the Committees on Appropriations.*

22       *(c) EXCEPTION.—This section shall not apply—*

23               *(1) with respect to section 620A of the Foreign*  
24       *Assistance Act of 1961 or any comparable provision*

1       *of law prohibiting assistance to countries that support*  
2       *international terrorism; or*

3               *(2) with respect to section 116 of the Foreign As-*  
4       *istance Act of 1961 or any comparable provision of*  
5       *law prohibiting assistance to the government of a*  
6       *country that violates internationally recognized*  
7       *human rights.*

8                               *EARMARKS*

9       *SEC. 542. (a) Funds appropriated by this Act which*  
10      *are earmarked may be reprogrammed for other programs*  
11      *within the same account notwithstanding the earmark if*  
12      *compliance with the earmark is made impossible by oper-*  
13      *ation of any provision of this or any other Act or, with*  
14      *respect to a country with which the United States has an*  
15      *agreement providing the United States with base rights or*  
16      *base access in that country, if the President determines that*  
17      *the recipient for which funds are earmarked has signifi-*  
18      *cantly reduced its military or economic cooperation with*  
19      *the United States since the enactment of the Foreign Oper-*  
20      *ations, Export Financing, and Related Programs Appro-*  
21      *priations Act, 1991; however, before exercising the authority*  
22      *of this subsection with regard to a base rights or base access*  
23      *country which has significantly reduced its military or eco-*  
24      *nomie cooperation with the United States, the President*  
25      *shall consult with, and shall provide a written policy jus-*  
26      *tification to the Committees on Appropriations: Provided,*

1 *That any such reprogramming shall be subject to the reg-*  
2 *ular notification procedures of the Committees on Appro-*  
3 *priations: Provided further, That assistance that is repro-*  
4 *grammed pursuant to this subsection shall be made avail-*  
5 *able under the same terms and conditions as originally pro-*  
6 *vided.*

7       **(b)** *In addition to the authority contained in sub-*  
8 *section (a), the original period of availability of funds ap-*  
9 *propriated by this Act and administered by the Agency for*  
10 *International Development that are earmarked for par-*  
11 *ticular programs or activities by this or any other Act shall*  
12 *be extended for an additional fiscal year if the Adminis-*  
13 *trator of such agency determines and reports promptly to*  
14 *the Committees on Appropriations that the termination of*  
15 *assistance to a country or a significant change in cir-*  
16 *cumstances makes it unlikely that such earmarked funds*  
17 *can be obligated during the original period of availability:*  
18 *Provided, That such earmarked funds that are continued*  
19 *available for an additional fiscal year shall be obligated*  
20 *only for the purpose of such earmark.*

21                               **CEILINGS AND EARMARKS**

22       **SEC. 543.** *Ceilings and earmarks contained in this Act*  
23 *shall not be applicable to funds or authorities appropriated*  
24 *or otherwise made available by any subsequent Act unless*  
25 *such Act specifically so directs. Earmarks or minimum*



1 *funding requirements contained in any other Act shall not*  
2 *be applicable to funds appropriated by this Act.*

3 *PROHIBITION ON PUBLICITY OR PROPAGANDA*

4 *SEC. 544. No part of any appropriation contained in*  
5 *this Act shall be used for publicity or propaganda purposes*  
6 *within the United States not authorized before the date of*  
7 *the enactment of this Act by the Congress: Provided, That*  
8 *not to exceed \$750,000 may be made available to carry out*  
9 *the provisions of section 316 of Public Law 96–533.*

10 *PURCHASE OF AMERICAN-MADE EQUIPMENT AND*  
11 *PRODUCTS*

12 *SEC. 545. (a) To the maximum extent possible, assist-*  
13 *ance provided under this Act should make full use of Amer-*  
14 *ican resources, including commodities, products, and serv-*  
15 *ices.*

16 *(b) It is the sense of the Congress that, to the greatest*  
17 *extent practicable, all agriculture commodities, equipment*  
18 *and products purchased with funds made available in this*  
19 *Act should be American-made.*

20 *(c) In providing financial assistance to, or entering*  
21 *into any contract with, any entity using funds made avail-*  
22 *able in this Act, the head of each Federal agency, to the*  
23 *greatest extent practicable, shall provide to such entity a*  
24 *notice describing the statement made in subsection (b) by*  
25 *the Congress.*

1       (d) *The Secretary of the Treasury shall report to Con-*  
2 *gress annually on the efforts of the heads of each Federal*  
3 *agency and the United States directors of international fi-*  
4 *nancial institutions (as referenced in section 514) in com-*  
5 *plying with this sense of the Congress.*

6       PROHIBITION OF PAYMENTS TO UNITED NATIONS MEMBERS

7       SEC. 546. *None of the funds appropriated or made*  
8 *available pursuant to this Act for carrying out the Foreign*  
9 *Assistance Act of 1961, may be used to pay in whole or*  
10 *in part any assessments, arrearages, or dues of any member*  
11 *of the United Nations or, from funds appropriated by this*  
12 *Act to carry out chapter 1 of part I of the Foreign Assist-*  
13 *ance Act of 1961, the costs for participation of another*  
14 *country's delegation at international conferences held under*  
15 *the auspices of multilateral or international organizations.*

16       CONSULTING SERVICES

17       SEC. 547. *The expenditure of any appropriation under*  
18 *this Act for any consulting service through procurement*  
19 *contract, pursuant to section 3109 of title 5, United States*  
20 *Code, shall be limited to those contracts where such expendi-*  
21 *tures are a matter of public record and available for public*  
22 *inspection, except where otherwise provided under existing*  
23 *law, or under existing Executive order pursuant to existing*  
24 *law.*

1 *PRIVATE VOLUNTARY ORGANIZATIONS—DOCUMENTATION*

2 *SEC. 548. None of the funds appropriated or made*  
3 *available pursuant to this Act shall be available to a private*  
4 *voluntary organization which fails to provide upon timely*  
5 *request any document, file, or record necessary to the audit-*  
6 *ing requirements of the Agency for International Develop-*  
7 *ment.*

8 *PROHIBITION ON ASSISTANCE TO FOREIGN GOVERNMENTS*

9 *THAT EXPORT LETHAL MILITARY EQUIPMENT TO*  
10 *COUNTRIES SUPPORTING INTERNATIONAL TERRORISM*

11 *SEC. 549. (a) None of the funds appropriated or other-*  
12 *wise made available by this Act may be available to any*  
13 *foreign government which provides lethal military equip-*  
14 *ment to a country the government of which the Secretary*  
15 *of State has determined is a terrorist government for pur-*  
16 *poses of section 40(d) of the Arms Export Control Act. The*  
17 *prohibition under this section with respect to a foreign gov-*  
18 *ernment shall terminate 12 months after that government*  
19 *ceases to provide such military equipment. This section ap-*  
20 *plies with respect to lethal military equipment provided*  
21 *under a contract entered into after October 1, 1997.*

22 *(b) Assistance restricted by subsection (a) or any other*  
23 *similar provision of law, may be furnished if the President*  
24 *determines that furnishing such assistance is important to*  
25 *the national interests of the United States.*

1       (c) *Whenever the waiver of subsection (b) is exercised,*  
 2 *the President shall submit to the appropriate congressional*  
 3 *committees a report with respect to the furnishing of such*  
 4 *assistance. Any such report shall include a detailed expla-*  
 5 *nation of the assistance to be provided, including the esti-*  
 6 *mated dollar amount of such assistance, and an expla-*  
 7 *nation of how the assistance furthers United States national*  
 8 *interests.*

9       WITHHOLDING OF ASSISTANCE FOR PARKING FINES OWED  
 10                                   BY FOREIGN COUNTRIES

11       SEC. 550. (a) *IN GENERAL.*—*Of the funds made avail-*  
 12 *able for a foreign country under part I of the Foreign As-*  
 13 *sistance Act of 1961, an amount equivalent to 110 percent*  
 14 *of the total unpaid fully adjudicated parking fines and pen-*  
 15 *alties owed to the District of Columbia by such country as*  
 16 *of the date of the enactment of this Act shall be withheld*  
 17 *from obligation for such country until the Secretary of State*  
 18 *certifies and reports in writing to the appropriate congres-*  
 19 *sional committees that such fines and penalties are fully*  
 20 *paid to the government of the District of Columbia.*

21       (b) *DEFINITION.*—*For purposes of this section, the*  
 22 *term “appropriate congressional committees” means the*  
 23 *Committee on Foreign Relations and the Committee on Ap-*  
 24 *propriations of the Senate and the Committee on Inter-*  
 25 *national Relations and the Committee on Appropriations*  
 26 *of the House of Representatives.*

1     *LIMITATION ON ASSISTANCE FOR THE PLO FOR THE WEST*

2                             *BANK AND GAZA*

3             *SEC. 551. None of the funds appropriated by this Act*  
4 *may be obligated for assistance for the Palestine Liberation*  
5 *Organization for the West Bank and Gaza unless the Presi-*  
6 *dent has exercised the authority under section 604(a) of the*  
7 *Middle East Peace Facilitation Act of 1995 (title VI of Pub-*  
8 *lic Law 104–107) or any other legislation to suspend or*  
9 *make inapplicable section 307 of the Foreign Assistance Act*  
10 *of 1961 and that suspension is still in effect: Provided, That*  
11 *if the President fails to make the certification under section*  
12 *604(b)(2) of the Middle East Peace Facilitation Act of 1995*  
13 *or to suspend the prohibition under other legislation, funds*  
14 *appropriated by this Act may not be obligated for assistance*  
15 *for the Palestine Liberation Organization for the West Bank*  
16 *and Gaza.*

17                             *WAR CRIMES TRIBUNALS DRAWDOWN*

18             *SEC. 552. If the President determines that doing so*  
19 *will contribute to a just resolution of charges regarding*  
20 *genocide or other violations of international humanitarian*  
21 *law, the President may direct a drawdown pursuant to sec-*  
22 *tion 552(c) of the Foreign Assistance Act of 1961, as amend-*  
23 *ed, of up to \$30,000,000 of commodities and services for*  
24 *the United Nations War Crimes Tribunal established with*  
25 *regard to the former Yugoslavia by the United Nations Se-*  
26 *curity Council or such other tribunals or commissions as*

1 *the Council may establish to deal with such violations,*  
2 *without regard to the ceiling limitation contained in para-*  
3 *graph (2) thereof: Provided, That the determination re-*  
4 *quired under this section shall be in lieu of any determina-*  
5 *tions otherwise required under section 552(c): Provided fur-*  
6 *ther, That 60 days after the date of the enactment of this*  
7 *Act, and every 180 days thereafter until September 30,*  
8 *2001, the Secretary of State shall submit a report to the*  
9 *Committees on Appropriations describing the steps the*  
10 *United States Government is taking to collect information*  
11 *regarding allegations of genocide or other violations of*  
12 *international law in the former Yugoslavia and to furnish*  
13 *that information to the United Nations War Crimes Tri-*  
14 *bunal for the former Yugoslavia: Provided further, That the*  
15 *drawdown made under this section for any tribunal shall*  
16 *not be construed as an endorsement or precedent for the es-*  
17 *tablishment of any standing or permanent international*  
18 *criminal tribunal or court: Provided further, That funds*  
19 *made available for tribunals other than Yugoslavia or*  
20 *Rwanda shall be made available subject to the regular noti-*  
21 *fication procedures of the Committees on Appropriations.*

22 *LANDMINES*

23 *SEC. 553. Notwithstanding any other provision of law,*  
24 *demining equipment available to the Agency for Inter-*  
25 *national Development and the Department of State and*  
26 *used in support of the clearance of landmines and*

1 *unexploded ordnance for humanitarian purposes may be*  
2 *disposed of on a grant basis in foreign countries, subject*  
3 *to such terms and conditions as the President may pre-*  
4 *scribe.*

5 *RESTRICTIONS CONCERNING THE PALESTINIAN AUTHORITY*

6       *SEC. 554. None of the funds appropriated by this Act*  
7 *may be obligated or expended to create in any part of Jeru-*  
8 *salem a new office of any department or agency of the*  
9 *United States Government for the purpose of conducting of-*  
10 *ficial United States Government business with the Pales-*  
11 *tinian Authority over Gaza and Jericho or any successor*  
12 *Palestinian governing entity provided for in the Israel-PLO*  
13 *Declaration of Principles: Provided, That this restriction*  
14 *shall not apply to the acquisition of additional space for*  
15 *the existing Consulate General in Jerusalem: Provided fur-*  
16 *ther, That meetings between officers and employees of the*  
17 *United States and officials of the Palestinian Authority, or*  
18 *any successor Palestinian governing entity provided for in*  
19 *the Israel-PLO Declaration of Principles, for the purpose*  
20 *of conducting official United States Government business*  
21 *with such authority should continue to take place in loca-*  
22 *tions other than Jerusalem. As has been true in the past,*  
23 *officers and employees of the United States Government*  
24 *may continue to meet in Jerusalem on other subjects with*  
25 *Palestinians (including those who now occupy positions in*

1 *the Palestinian Authority), have social contacts, and have*  
2 *incidental discussions.*

3 *PROHIBITION OF PAYMENT OF CERTAIN EXPENSES*

4 *SEC. 555. None of the funds appropriated or otherwise*  
5 *made available by this Act under the headings “Inter-*  
6 *national Military Education and Training” or “Foreign*  
7 *Military Financing Program” for Informational Program*  
8 *activities or under the headings “Global Health”, “Develop-*  
9 *ment Assistance”, and “Economic Support Fund” may be*  
10 *obligated or expended to pay for—*

11 *(1) alcoholic beverages; or*

12 *(2) entertainment expenses for activities that are*  
13 *substantially of a recreational character, including*  
14 *entrance fees at sporting events and amusement*  
15 *parks.*

16 *COMPETITIVE PRICING FOR SALES OF DEFENSE ARTICLES*

17 *SEC. 556. Direct costs associated with meeting a for-*  
18 *ign customer’s additional or unique requirements will con-*  
19 *tinue to be allowable under contracts under section 22(d)*  
20 *of the Arms Export Control Act. Loadings applicable to*  
21 *such direct costs shall be permitted at the same rates appli-*  
22 *cable to procurement of like items purchased by the Depart-*  
23 *ment of Defense for its own use.*

24 *SPECIAL DEBT RELIEF FOR THE POOREST*

25 *SEC. 557. (a) AUTHORITY TO REDUCE DEBT.—The*  
26 *President may reduce amounts owed to the United States*



1 *(or any agency of the United States) by an eligible country*  
2 *as a result of—*

3 *(1) guarantees issued under sections 221 and 222*  
4 *of the Foreign Assistance Act of 1961;*

5 *(2) credits extended or guarantees issued under*  
6 *the Arms Export Control Act; or*

7 *(3) any obligation or portion of such obligation,*  
8 *to pay for purchases of United States agricultural*  
9 *commodities guaranteed by the Commodity Credit*  
10 *Corporation under export credit guarantee programs*  
11 *authorized pursuant to section 5(f) of the Commodity*  
12 *Credit Corporation Charter Act of June 29, 1948, as*  
13 *amended, section 4(b) of the Food for Peace Act of*  
14 *1966, as amended (Public Law 89–808), or section*  
15 *202 of the Agricultural Trade Act of 1978, as amend-*  
16 *ed (Public Law 95–501).*

17 *(b) LIMITATIONS.—*

18 *(1) The authority provided by subsection (a)*  
19 *may be exercised only to implement multilateral offi-*  
20 *cial debt relief and referendum agreements, commonly*  
21 *referred to as “Paris Club Agreed Minutes”.*

22 *(2) The authority provided by subsection (a)*  
23 *may be exercised only in such amounts or to such ex-*  
24 *tent as is provided in advance by appropriations*  
25 *Acts.*

1           (3) *The authority provided by subsection (a)*  
2           *may be exercised only with respect to countries with*  
3           *heavy debt burdens that are eligible to borrow from*  
4           *the International Development Association, but not*  
5           *from the International Bank for Reconstruction and*  
6           *Development, commonly referred to as “IDA-only”*  
7           *countries.*

8           (c) *CONDITIONS.—The authority provided by sub-*  
9           *section (a) may be exercised only with respect to a country*  
10          *whose government—*

11           (1) *does not have an excessive level of military*  
12          *expenditures;*

13           (2) *has not repeatedly provided support for acts*  
14          *of international terrorism;*

15           (3) *is not failing to cooperate on international*  
16          *narcotics control matters;*

17           (4) *(including its military or other security*  
18          *forces) does not engage in a consistent pattern of gross*  
19          *violations of internationally recognized human rights;*  
20          *and*

21           (5) *is not ineligible for assistance because of the*  
22          *application of section 527 of the Foreign Relations*  
23          *Authorization Act, Fiscal Years 1994 and 1995.*

24           (d) *AVAILABILITY OF FUNDS.—The authority provided*  
25          *by subsection (a) may be used only with regard to funds*

1 appropriated by this Act under the heading “Debt Restruc-  
2 turing”.

3 (e) *CERTAIN PROHIBITIONS INAPPLICABLE.*—A reduc-  
4 tion of debt pursuant to subsection (a) shall not be consid-  
5 ered assistance for purposes of any provision of law lim-  
6 iting assistance to a country. The authority provided by  
7 subsection (a) may be exercised notwithstanding section  
8 620(r) of the Foreign Assistance Act of 1961 or section 321  
9 of the International Development and Food Assistance Act  
10 of 1975.

11 *AUTHORITY TO ENGAGE IN DEBT BUYBACKS OR SALES*

12 *SEC. 558. (a) LOANS ELIGIBLE FOR SALE, REDUC-*  
13 *TION, OR CANCELLATION.*—

14 (1) *AUTHORITY TO SELL, REDUCE, OR CANCEL*  
15 *CERTAIN LOANS.*—Notwithstanding any other provi-  
16 sion of law, the President may, in accordance with  
17 this section, sell to any eligible purchaser any  
18 concessional loan or portion thereof made before Jan-  
19 uary 1, 1995, pursuant to the Foreign Assistance Act  
20 of 1961, to the government of any eligible country as  
21 defined in section 702(6) of that Act or on receipt of  
22 payment from an eligible purchaser, reduce or cancel  
23 such loan or portion thereof, only for the purpose of  
24 facilitating—

25 (A) *debt-for-equity swaps, debt-for-develop-*  
26 *ment swaps, or debt-for-nature swaps; or*

1           (B) a debt buyback by an eligible country  
2           of its own qualified debt, only if the eligible  
3           country uses an additional amount of the local  
4           currency of the eligible country, equal to not less  
5           than 40 percent of the price paid for such debt  
6           by such eligible country, or the difference between  
7           the price paid for such debt and the face value  
8           of such debt, to support activities that link con-  
9           servation and sustainable use of natural re-  
10          sources with local community development, and  
11          child survival and other child development, in a  
12          manner consistent with sections 707 through 710  
13          of the Foreign Assistance Act of 1961, if the sale,  
14          reduction, or cancellation would not contravene  
15          any term or condition of any prior agreement  
16          relating to such loan.

17          (2) *TERMS AND CONDITIONS.*—Notwithstanding  
18          any other provision of law, the President shall, in ac-  
19          cordance with this section, establish the terms and  
20          conditions under which loans may be sold, reduced, or  
21          canceled pursuant to this section.

22          (3) *ADMINISTRATION.*—The Facility, as defined  
23          in section 702(8) of the Foreign Assistance Act of  
24          1961, shall notify the administrator of the agency  
25          primarily responsible for administering part I of the

1        *Foreign Assistance Act of 1961 of purchasers that the*  
 2        *President has determined to be eligible, and shall di-*  
 3        *rect such agency to carry out the sale, reduction, or*  
 4        *cancellation of a loan pursuant to this section. Such*  
 5        *agency shall make an adjustment in its accounts to*  
 6        *reflect the sale, reduction, or cancellation.*

7            (4) *LIMITATION.*—*The authorities of this sub-*  
 8        *section shall be available only to the extent that ap-*  
 9        *propriations for the cost of the modification, as de-*  
 10       *finied in section 502 of the Congressional Budget Act*  
 11       *of 1974, are made in advance.*

12        (b) *DEPOSIT OF PROCEEDS.*—*The proceeds from the*  
 13       *sale, reduction, or cancellation of any loan sold, reduced,*  
 14       *or canceled pursuant to this section shall be deposited in*  
 15       *the United States Government account or accounts estab-*  
 16       *lished for the repayment of such loan.*

17        (c) *ELIGIBLE PURCHASERS.*—*A loan may be sold pur-*  
 18       *suant to subsection (a)(1)(A) only to a purchaser who pre-*  
 19       *sents plans satisfactory to the President for using the loan*  
 20       *for the purpose of engaging in debt-for-equity swaps, debt-*  
 21       *for-development swaps, or debt-for-nature swaps.*

22        (d) *DEBTOR CONSULTATIONS.*—*Before the sale to any*  
 23       *eligible purchaser, or any reduction or cancellation pursu-*  
 24       *ant to this section, of any loan made to an eligible country,*  
 25       *the President should consult with the country concerning*

1 *the amount of loans to be sold, reduced, or canceled and*  
 2 *their uses for debt-for-equity swaps, debt-for-development*  
 3 *swaps, or debt-for-nature swaps.*

4 *(e) AVAILABILITY OF FUNDS.—The authority provided*  
 5 *by subsection (a) may be used only with regard to funds*  
 6 *appropriated by this Act under the heading “Debt Restruc-*  
 7 *turing”.*

8 *ASSISTANCE FOR HAITI*

9 *SEC. 559. None of the funds made available by this*  
 10 *or any previous appropriations Act for foreign operations,*  
 11 *export financing and related programs shall be made avail-*  
 12 *able to the Government of Haiti until the Secretary of State*  
 13 *reports to the Committees on Appropriations that Haiti has*  
 14 *held free and fair elections to seat a new parliament.*

15 *REQUIREMENT FOR DISCLOSURE OF FOREIGN AID IN*

16 *REPORT OF SECRETARY OF STATE*

17 *SEC. 560. (a) FOREIGN AID REPORTING REQUIRE-*  
 18 *MENT.—In addition to the voting practices of a foreign*  
 19 *country, the report required to be submitted to Congress*  
 20 *under section 406(a) of the Foreign Relations Authorization*  
 21 *Act, fiscal years 1990 and 1991 (22 U.S.C. 2414a), shall*  
 22 *include a side-by-side comparison of individual countries’*  
 23 *overall support for the United States at the United Nations*  
 24 *and the amount of United States assistance provided to*  
 25 *such country in fiscal year 1999.*

7           SEC. 561. (a) PROHIBITION ON VOLUNTARY CON-  
8   TRIBUTIONS FOR THE UNITED NATIONS.—None of the funds  
9   appropriated by this Act may be made available to pay  
10 any voluntary contribution of the United States to the  
11 United Nations (including the United Nations Development  
12 Program) if the United Nations implements or imposes any  
13 taxation on any United States persons.

24 (c) *DEFINITIONS.*—As used in this section the term  
25 “United States person” refers to—

(1) *a natural person who is a citizen or national of the United States; or*

(2) *a corporation, partnership, or other legal entity organized under the United States or any State, territory, possession, or district of the United States.*

#### HAITI NATIONAL POLICE AND COAST GUARD

SEC. 562. *The Government of Haiti shall be eligible to purchase defense articles and services under the Arms Export Control Act (22 U.S.C. 2751 et seq.), for the civilian-led Haitian National Police and Coast Guard: Provided, That the authority provided by this section shall be subject to the regular notification procedures of the Committees on Appropriations.*

#### LIMITATION ON ASSISTANCE TO THE PALESTINIAN

##### AUTHORITY

SEC. 563. (a) *PROHIBITION OF FUNDS.*—None of the funds appropriated by this Act to carry out the provisions of chapter 4 of part II of the Foreign Assistance Act of 1961 may be obligated or expended with respect to providing funds to the Palestinian Authority.

(b) *WAIVER.*—The prohibition included in subsection (a) shall not apply if the President certifies in writing to the Speaker of the House of Representatives and the President pro tempore of the Senate that waiving such prohibition is important to the national security interests of the United States.



1       (c) *PERIOD OF APPLICATION OF WAIVER.*—Any waiv-  
2   er pursuant to subsection (b) shall be effective for no more  
3   than a period of 6 months at a time and shall not apply  
4   beyond 12 months after the enactment of this Act.

5       *LIMITATION ON ASSISTANCE TO SECURITY FORCES*

6       *SEC. 564. None of the funds made available by this*  
7   *Act may be provided to any unit of the security forces of*  
8   *a foreign country if the Secretary of State has credible evi-*  
9   *dence that such unit has committed gross violations of*  
10   *human rights, unless the Secretary determines and reports*  
11   *to the Committees on Appropriations that the government*  
12   *of such country is taking effective measures to bring the re-*  
13   *sponsible members of the security forces unit to justice: Pro-*  
14   *vided, That nothing in this section shall be construed to*  
15   *withhold funds made available by this Act from any unit*  
16   *of the security forces of a foreign country not credibly al-*  
17   *leged to be involved in gross violations of human rights:*  
18   *Provided further, That in the event that funds are withheld*  
19   *from any unit pursuant to this section, the Secretary of*  
20   *State shall promptly inform the foreign government of the*  
21   *basis for such action and shall, to the maximum extent*  
22   *practicable, assist the foreign government in taking effective*  
23   *measures to bring the responsible members of the security*  
24   *forces to justice.*

1    *RESTRICTIONS ON ASSISTANCE TO COUNTRIES PROVIDING*  
2                    *SANCTUARY TO INDICTED WAR CRIMINALS*

3            *SEC. 565. (a) BILATERAL ASSISTANCE.—None of the*  
4 *funds made available by this or any prior Act making ap-*  
5 *propriations for foreign operations, export financing and*  
6 *related programs, may be provided for any country, entity*  
7 *or municipality described in subsection (e).*

8            *(b) MULTILATERAL ASSISTANCE.—*

9                    *(1) PROHIBITION.—The Secretary of the Treas-*  
10 *ury shall instruct the United States executive direc-*  
11 *tors of the international financial institutions to work*  
12 *in opposition to, and vote against, any extension by*  
13 *such institutions of any financial or technical assist-*  
14 *ance or grants of any kind to any country or entity*  
15 *described in subsection (e).*

16                    *(2) NOTIFICATION.—Not less than 15 days before*  
17 *any vote in an international financial institution re-*  
18 *garding the extension of financial or technical assist-*  
19 *ance or grants to any country or entity described in*  
20 *subsection (e), the Secretary of the Treasury, in con-*  
21 *sultation with the Secretary of State, shall provide to*  
22 *the Committee on Appropriations and the Committee*  
23 *on Foreign Relations of the Senate and the Committee*  
24 *on Appropriations and the Committee on Banking*  
25 *and Financial Services of the House of Representa-*

1 *tives a written justification for the proposed assist-*  
2 *ance, including an explanation of the United States*  
3 *position regarding any such vote, as well as a de-*  
4 *scription of the location of the proposed assistance by*  
5 *municipality, its purpose, and its intended bene-*  
6 *ficiaries.*

7 (3) *DEFINITION.*—*The term “international fi-*  
8 *nancial institution” includes the International Mone-*  
9 *tary Fund, the International Bank for Reconstruction*  
10 *and Development, the International Development As-*  
11 *sociation, the International Finance Corporation, the*  
12 *Multilateral Investment Guaranty Agency, and the*  
13 *European Bank for Reconstruction and Development.*

14 (c) *EXCEPTIONS.*—

15 (1) *IN GENERAL.*—*Subject to paragraph (2), sub-*  
16 *sections (a) and (b) shall not apply to the provision*  
17 *of—*

18 (A) *humanitarian assistance;*

19 (B) *democratization assistance;*

20 (C) *assistance for cross border physical in-*  
21 *frastructure projects involving activities in both*  
22 *a sanctioned country, entity, or municipality*  
23 *and a nonsanctioned contiguous country, entity,*  
24 *or municipality, if the project is primarily lo-*  
25 *cated in and primarily benefits the nonsanc-*

tioned country, entity, or municipality and if the portion of the project located in the sanctioned country, entity, or municipality is necessary only to complete the project;

(D) small-scale assistance projects or activities requested by United States Armed Forces that promote good relations between such forces and the officials and citizens of the areas in the United States SFOR sector of Bosnia;

(E) implementation of the Brcko Arbitral Decision;

(F) lending by the international financial institutions to a country or entity to support common monetary and fiscal policies at the national level as contemplated by the Dayton Agreement;

(G) direct lending to a non-sanctioned entity, or lending passed on by the national government to a non-sanctioned entity; or

(H) assistance to the International Police Task Force for the training of a civilian police force.

(I) assistance to refugees and internally displaced persons returning to their homes in Bos-

1            *nia from which they had been forced to leave on*  
2            *the basis of their ethnicity.*

3            (2) *NOTIFICATION.*—*Every 60 days the Secretary*  
4            *of State, in consultation with the Administrator of*  
5            *the Agency for International Development, shall pub-*  
6            *lish in the Federal Register and/or in a comparable*  
7            *publicly accessible document or Internet site, a listing*  
8            *and justification of any assistance that is obligated*  
9            *within that period of time for any country, entity, or*  
10           *municipality described in subsection (e), including a*  
11           *description of the purpose of the assistance, project*  
12           *and its location, by municipality.*

13           (d) *FURTHER LIMITATIONS.*—*Notwithstanding sub-*  
14           *section (c)—*

15           (1) *no assistance may be made available by this*  
16           *Act, or any prior Act making appropriations for for-*  
17           *foreign operations, export financing and related pro-*  
18           *grams, in any country, entity, or municipality de-*  
19           *scribed in subsection (e), for a program, project, or*  
20           *activity in which a publicly indicted war criminal is*  
21           *known to have any financial or material interest; and*

22           (2) *no assistance (other than emergency foods or*  
23           *medical assistance or demining assistance) may be*  
24           *made available by this Act, or any prior Act making*  
25           *appropriations for foreign operations, export financ-*

1        *ing and related programs for any program, project,*  
2        *or activity in any sanctioned country, entity, or mu-*  
3        *nicipality described in subsection (e) in which a per-*  
4        *son publicly indicted by the Tribunal is in residence*  
5        *or is engaged in extended activity and competent*  
6        *local authorities have failed to notify the Tribunal or*  
7        *failed to take necessary and significant steps to ap-*  
8        *prehend and transfer such persons to the Tribunal or*  
9        *in which competent local authorities have obstructed*  
10       *the work of the Tribunal.*

11       *(e) SANCTIONED COUNTRY, ENTITY, OR MUNICI-*  
12       *PALITY.—A sanctioned country, entity, or municipality de-*  
13       *scribed in this section is one whose competent authorities*  
14       *have failed, as determined by the Secretary of State, to take*  
15       *necessary and significant steps to apprehend and transfer*  
16       *to the Tribunal all persons who have been publicly indicted*  
17       *by the Tribunal.*

18       *(f) SPECIAL RULE.—Subject to subsection (d), sub-*  
19       *sections (a) and (b) shall not apply to the provision of as-*  
20       *sistance to an entity that is not a sanctioned entity, not-*  
21       *withstanding that such entity may be within a sanctioned*  
22       *country, if the Secretary of State determines and so reports*  
23       *to the appropriate congressional committees that providing*  
24       *assistance to that entity would promote peace and inter-*

1 *nationally recognized human rights by encouraging that en-*  
 2 *tity to cooperate fully with the Tribunal.*

3 (g) *CURRENT RECORD OF WAR CRIMINALS AND SANC-*  
 4 *TIONED COUNTRIES, ENTITIES, AND MUNICIPALITIES.—*

5 (1) *IN GENERAL.—The Secretary of State shall*  
 6 *establish and maintain a current record of the loca-*  
 7 *tion, including the municipality, if known, of pub-*  
 8 *licly indicted war criminals and a current record of*  
 9 *sanctioned countries, entities, and municipalities.*

10 (2) *INFORMATION OF THE DCI AND THE SEC-*  
 11 *RETARY OF DEFENSE.—The Director of Central Intel-*  
 12 *ligence and the Secretary of Defense should collect and*  
 13 *provide to the Secretary of State information con-*  
 14 *cerning the location, including the municipality, of*  
 15 *publicly indicted war criminals.*

16 (3) *INFORMATION OF THE TRIBUNAL.—The Sec-*  
 17 *retary of State shall request that the Tribunal and*  
 18 *other international organizations and governments*  
 19 *provide the Secretary of State information concerning*  
 20 *the location, including the municipality, of publicly*  
 21 *indicted war criminals and concerning country, enti-*  
 22 *ty and municipality authorities known to have ob-*  
 23 *structed the work of the Tribunal.*

24 (4) *REPORT.—Beginning 30 days after the date*  
 25 *of the enactment of this Act, and not later than Sep-*

1        *tember 1 each year thereafter, the Secretary of State*  
2        *shall submit a report in classified and unclassified*  
3        *form to the appropriate congressional committees on*  
4        *the location, including the municipality, if known, of*  
5        *publicly indicted war criminals, on country, entity*  
6        *and municipality authorities known to have ob-*  
7        *structed the work of the Tribunal, and on sanctioned*  
8        *countries, entities, and municipalities.*

9                (5) *INFORMATION TO CONGRESS.*—*Upon the re-*  
10        *quest of the chairman or ranking minority member of*  
11        *any of the appropriate congressional committees, the*  
12        *Secretary of State shall make available to that com-*  
13        *mittee the information recorded under paragraph (1)*  
14        *in a report submitted to the committee in classified*  
15        *and unclassified form.*

16        (h) *WAIVER.*—

17                (1) *IN GENERAL.*—*The Secretary of State may*  
18        *waive the application of subsection (a) or subsection*  
19        *(b) with respect to specified bilateral programs or*  
20        *international financial institution projects or pro-*  
21        *grams in a sanctioned country, entity, or munici-*  
22        *pality upon providing a written determination to the*  
23        *Committee on Appropriations and the Committee on*  
24        *Foreign Relations of the Senate and the Committee on*  
25        *Appropriations and the Committee on International*



1     *Relations of the House of Representatives that such*  
2     *assistance directly supports the implementation of the*  
3     *Dayton Agreement and its Annexes, which include the*  
4     *obligation to apprehend and transfer indicted war*  
5     *criminals to the Tribunal.*

6             (2) *REPORT.—Not later than 15 days after the*  
7     *date of any written determination under paragraph*  
8     *(1) the Secretary of State shall submit a report to the*  
9     *Committees on Appropriations and Foreign Relations*  
10    *and the Select Committee on Intelligence of the Senate*  
11    *and the Committees on Appropriations and Inter-*  
12    *national Relations and the Permanent Select Com-*  
13    *mittee on Intelligence of the House of Representatives*  
14    *regarding the status of efforts to secure the voluntary*  
15    *surrender or apprehension and transfer of persons in-*  
16    *dicted by the Tribunal, in accordance with the Day-*  
17    *ton Agreement, and outlining obstacles to achieving*  
18    *this goal.*

19            (3) *ASSISTANCE PROGRAMS AND PROJECTS AF-*  
20    *FECTED.—Any waiver made pursuant to this sub-*  
21    *section shall be effective only with respect to a speci-*  
22    *fied bilateral program or multilateral assistance*  
23    *project or program identified in the determination of*  
24    *the Secretary of State to Congress.*

1       (i) *TERMINATION OF SANCTIONS.*—*The sanctions im-*  
 2 *posed pursuant to subsections (a) and (b) with respect to*  
 3 *a country or entity shall cease to apply only if the Secretary*  
 4 *of State determines and certifies to Congress that the au-*  
 5 *thorities of that country, entity, or municipality have ap-*  
 6 *prehended and transferred to the Tribunal all persons who*  
 7 *have been publicly indicted by the Tribunal.*

8       (j) *DEFINITIONS.*—*As used in this section—*

9           (1) *COUNTRY.*—*The term “country” means Bos-*  
 10 *nia-Herzegovina, Croatia, and Serbia.*

11          (2) *ENTITY.*—*The term “entity” refers to the*  
 12 *Federation of Bosnia and Herzegovina, Kosova, Mon-*  
 13 *tenegro, and the Republika Srpska.*

14          (3) *DAYTON AGREEMENT.*—*The term “Dayton*  
 15 *Agreement” means the General Framework Agreement*  
 16 *for Peace in Bosnia and Herzegovina, together with*  
 17 *annexes relating thereto, done at Dayton, November*  
 18 *10 through 16, 1995.*

19          (4) *TRIBUNAL.*—*The term “Tribunal” means the*  
 20 *International Criminal Tribunal for the Former*  
 21 *Yugoslavia.*

22       (k) *ROLE OF HUMAN RIGHTS ORGANIZATIONS AND*  
 23 *GOVERNMENT AGENCIES.*—*In carrying out this section, the*  
 24 *Secretary of State, the Administrator of the Agency for*  
 25 *International Development, and the executive directors of*

1 *the international financial institutions shall consult with*  
 2 *representatives of human rights organizations and all gov-*  
 3 *ernment agencies with relevant information to help prevent*  
 4 *publicly indicted war criminals from benefiting from any*  
 5 *financial or technical assistance or grants provided to any*  
 6 *country or entity described in subsection (e).*

7 *DISCRIMINATION AGAINST MINORITY RELIGIOUS FAITHS IN*  
 8 *THE RUSSIAN FEDERATION*

9 *SEC. 566. None of the funds appropriated under this*  
 10 *Act may be made available for the Government of the Rus-*  
 11 *sian Federation, after 180 days from the date of the enact-*  
 12 *ment of this Act, unless the President determines and cer-*  
 13 *tifies in writing to the Committees on Appropriations and*  
 14 *the Committee on Foreign Relations of the Senate that the*  
 15 *Government of the Russian Federation has implemented no*  
 16 *statute, executive order, regulation or similar government*  
 17 *action that would discriminate, or would have as its prin-*  
 18 *cipal effect discrimination, against religious groups or reli-*  
 19 *gious communities in the Russian Federation in violation*  
 20 *of accepted international agreements on human rights and*  
 21 *religious freedoms to which the Russian Federation is a*  
 22 *party.*

23 *GREENHOUSE GAS EMISSIONS*

24 *SEC. 567. (a) Funds made available in this Act to sup-*  
 25 *port programs or activities the primary purpose of which*  
 26 *is promoting or assisting country participation in the*

1 *Kyoto Protocol to the Framework Convention on Climate*  
2 *Change (FCCC) shall only be made available subject to the*  
3 *regular notification procedures of the Committees on Appro-*  
4 *priations.*

5       (b) *The President shall provide a detailed account of*  
6 *all Federal agency obligations and expenditures for climate*  
7 *change programs and activities, domestic and international*  
8 *obligations for such activities in fiscal year 2001, and any*  
9 *plan for programs thereafter related to the implementation*  
10 *or the furtherance of protocols pursuant to, or related to*  
11 *negotiations to amend the FCCC in conjunction with the*  
12 *President's submission of the Budget of the United States*  
13 *Government for Fiscal Year 2002: Provided, That such re-*  
14 *port shall include an accounting of expenditures by agency*  
15 *with each agency identifying climate change activities and*  
16 *associated costs by line item as presented in the President's*  
17 *Budget Appendix: Provided further, That such report shall*  
18 *identify with regard to the Agency for International Devel-*  
19 *opment, obligations and expenditures by country or central*  
20 *program and activity.*

21 *AID TO THE GOVERNMENT OF THE DEMOCRATIC REPUBLIC*  
22 *OF CONGO*

23       *SEC. 568. None of the funds appropriated or otherwise*  
24 *made available by this Act may be provided to the Central*  
25 *Government of the Democratic Republic of Congo.*

1                    *ENTERPRISE FUND RESTRICTIONS*

2            *SEC. 569. Prior to the distribution of any assets result-*  
3 *ing from any liquidation, dissolution, or winding up of an*  
4 *Enterprise Fund, in whole or in part, the President shall*  
5 *submit to the Committees on Appropriations, in accordance*  
6 *with the regular notification procedures of the Committees*  
7 *on Appropriations, a plan for the distribution of the assets*  
8 *of the Enterprise Fund.*

9                    *CAMBODIA*

10          *SEC. 570. (a) The Secretary of the Treasury should*  
11 *instruct the United States executive directors of the inter-*  
12 *national financial institutions to use the voice and vote of*  
13 *the United States to oppose loans to the Central Govern-*  
14 *ment of Cambodia, except loans to support basic human*  
15 *needs.*

16          *(b) None of the funds appropriated by this Act may*  
17 *be made available for assistance for the Central Government*  
18 *of Cambodia.*

19                    *FOREIGN MILITARY EXPENDITURES REPORT*

20          *SEC. 571. (a) Section 511(b) of the Foreign Oper-*  
21 *ations, Export Financing, and Related Programs Appro-*  
22 *priations Act, 1993 (Public Law 102–391) is amended by*  
23 *repealing paragraph (2) relating to military expenditures.*

24          *(b) Not later than February 15, 2001, the Secretary*  
25 *of the Treasury shall submit a report to the Committees*  
26 *on Appropriations which describes how the provisions of*

1 *section 576 of the Foreign Operations, Export Financing,*  
2 *and Related Programs Appropriations Act, 1997, as*  
3 *amended (Public Law 104–208), and of section 1502(b) of*  
4 *title XV of the International Financial Institutions Act (22*  
5 *U.S.C. 262o) as amended, are being implemented. This re-*  
6 *port shall identify, among other things—*

7           *(1) the countries found not to be in compliance*  
8           *with the provisions of section 576 and the instances*  
9           *where the United States Executive Director to an*  
10          *international financial institution has voted to op-*  
11          *pose a loan or other utilization of funds as a result*  
12          *of the requirements of that section;*

13          *(2) steps taken by the governments of countries*  
14          *receiving loans or other funds from such institutions*  
15          *to establish the reporting systems addressed in section*  
16          *576;*

17          *(3) any instances in which such governments*  
18          *have failed to provide information about the govern-*  
19          *ments' audit process requested by an international fi-*  
20          *nancial institution; and*

21          *(4) any policy changes that have been made by*  
22          *the international financial institutions with regard to*  
23          *providing loans or other funds to countries which ex-*  
24          *pend a significant portion of their financial resources*  
25          *for their armed forces and security forces, and with*

1        *regard to requiring, and providing technical assist-*  
2        *ance for, audits of receipts and expenditures of such*  
3        *armed forces and security forces.*

4        *KOREAN PENINSULA ENERGY DEVELOPMENT ORGANIZATION*

5        *SEC. 572. (a) Of the funds made available under the*  
6        *heading “Nonproliferation, Anti-terrorism, Demining and*  
7        *Related Programs”, not to exceed \$35,000,000 may be made*  
8        *available for the Korean Peninsula Energy Development*  
9        *Organization (hereafter referred to in this section as*  
10       *“KEDO”), notwithstanding any other provision of law,*  
11       *only for the administrative expenses and heavy fuel oil costs*  
12       *associated with the Agreed Framework.*

13       *(b) Of the funds made available for KEDO, up to*  
14       *\$15,000,000 may be made available prior to June 1, 2001,*  
15       *if, 30 days prior to such obligation of funds, the President*  
16       *certifies and so reports to Congress that—*

17                *(1) the parties to the Agreed Framework have*  
18        *taken and continue to take demonstrable steps to im-*  
19        *plement the Joint Declaration on Denuclearization of*  
20        *the Korean Peninsula in which the Government of*  
21        *North Korea has committed not to test, manufacture,*  
22        *produce, receive, possess, store, deploy, or use nuclear*  
23        *weapons, and not to possess nuclear reprocessing or*  
24        *uranium enrichment facilities;*

1           (2) *the parties to the Agreed Framework have*  
2           *taken and continue to take demonstrable steps to pur-*  
3           *sue the North-South dialogue;*

4           (3) *North Korea is complying with all provisions*  
5           *of the Agreed Framework;*

6           (4) *North Korea has not diverted assistance pro-*  
7           *vided by the United States for purposes for which it*  
8           *was not intended; and*

9           (5) *North Korea is not seeking to develop or ac-*  
10          *quire the capability to enrich uranium, or any addi-*  
11          *tional capability to reprocess spent nuclear fuel.*

12          (c) *Of the funds made available for KEDO, up to*  
13          *\$20,000,000 may be made available on or after June 1,*  
14          *2001, if, 30 days prior to such obligation of funds, the*  
15          *President certifies and so reports to Congress that—*

16               (1) *the effort to can and safely store all spent*  
17               *fuel from North Korea's graphite-moderated nuclear*  
18               *reactors has been successfully concluded;*

19               (2) *North Korea is complying with its obliga-*  
20               *tions under the agreement regarding access to suspect*  
21               *underground construction;*

22               (3) *North Korea has terminated its nuclear*  
23               *weapons program, including all efforts to acquire, de-*  
24               *velop, test, produce, or deploy such weapons; and*



1           (4) *the United States has made and is con-*  
2           *tinuing to make significant progress on eliminating*  
3           *the North Korean ballistic missile threat, including*  
4           *further missile tests and its ballistic missile exports.*

5           (d) *The President may waive the certification require-*  
6           *ments of subsections (b) and (c) if the President determines*  
7           *that it is vital to the national security interests of the*  
8           *United States and provides written policy justifications to*  
9           *the appropriate congressional committees prior to his exer-*  
10          *cise of such waiver. No funds may be obligated for KEDO*  
11          *until 30 days after submission to Congress of such waiver.*

12          (e) *The Secretary of State shall submit to the appro-*  
13          *priate congressional committees a report (to be submitted*  
14          *with the annual presentation for appropriations) providing*  
15          *a full and detailed accounting of the fiscal year 2002 re-*  
16          *quest for the United States contribution to KEDO, the ex-*  
17          *pected operating budget of the KEDO, to include unpaid*  
18          *debt, proposed annual costs associated with heavy fuel oil*  
19          *purchases, and the amount of funds pledged by other donor*  
20          *nations and organizations to support KEDO activities on*  
21          *a per country basis, and other related activities.*

22                           AFRICAN DEVELOPMENT FOUNDATION

23          SEC. 573. *Funds made available to grantees of the Af-*  
24          *rican Development Foundation may be invested pending ex-*  
25          *penditure for project purposes when authorized by the*  
26          *President of the Foundation: Provided, That interest earned*

1 *shall be used only for the purposes for which the grant was*  
 2 *made: Provided further, That this authority applies to in-*  
 3 *terest earned both prior to and following enactment of this*  
 4 *provision: Provided further, That notwithstanding section*  
 5 *505(a)(2) of the African Development Foundation Act, in*  
 6 *exceptional circumstances the board of directors of the*  
 7 *Foundation may waive the \$250,000 limitation contained*  
 8 *in that section with respect to a project: Provided further,*  
 9 *That the Foundation shall provide a report to the Commit-*  
 10 *tees on Appropriations in advance of exercising such waiver*  
 11 *authority.*

12 *PROHIBITION ON ASSISTANCE TO THE PALESTINIAN*

13 *BROADCASTING CORPORATION*

14 *SEC. 574. None of the funds appropriated or otherwise*  
 15 *made available by this Act may be used to provide equip-*  
 16 *ment, technical support, consulting services, or any other*  
 17 *form of assistance to the Palestinian Broadcasting Corpora-*  
 18 *tion.*

19 *VOLUNTARY SEPARATION INCENTIVES FOR EMPLOYEES OF*

20 *THE U.S. AGENCY FOR INTERNATIONAL DEVELOPMENT*

21 *SEC. 575. (a) DEFINITIONS.—For the purposes of this*  
 22 *section—*

23 *(1) the term “agency” means the United States*  
 24 *Agency for International Development;*

1           (2) *the term “Administrator” means the Admin-*  
2           *istrator, United States Agency for International De-*  
3           *velopment; and*

4           (3) *the term “employee” means an employee (as*  
5           *defined by section 2105 of title 5, United States Code)*  
6           *who is employed by the agency, is serving under an*  
7           *appointment without time limitation, and has been*  
8           *currently employed for a continuous period of at least*  
9           *3 years, but does not include—*

10           (A) *a reemployed annuitant under sub-*  
11           *chapter III of chapter 83 or chapter 84 of title*  
12           *5, United States Code, or another retirement sys-*  
13           *tem for employees of the agency;*

14           (B) *an employee having a disability on the*  
15           *basis of which such employee is or would be eli-*  
16           *gible for disability retirement under the applica-*  
17           *ble retirement system referred to in subpara-*  
18           *graph (A);*

19           (C) *an employee who is to be separated in-*  
20           *voluntarily for misconduct or unacceptable per-*  
21           *formance, and to whom specific notice has been*  
22           *given with respect to that separation;*

23           (D) *an employee who has previously re-*  
24           *ceived any voluntary separation incentive pay-*  
25           *ment by the Government of the United States*

1        *under this section or any other authority and*  
2        *has not repaid such payment;*

3                *(E) an employee covered by statutory reem-*  
4        *ployment rights who is on transfer to another or-*  
5        *ganization; or*

6                *(F) any employee who, during the 24-month*  
7        *period preceding the date of separation, received*  
8        *a recruitment or relocation bonus under section*  
9        *5753 of title 5, United States Code, or who, with-*  
10       *in the 12-month period preceding the date of sep-*  
11       *aration, received a retention allowance under*  
12       *section 5754 of such title 5.*

13       *(b) AGENCY STRATEGIC PLAN.—*

14                *(1) IN GENERAL.—The Administrator, before ob-*  
15       *ligating any resources for voluntary separation incen-*  
16       *tive payments under this section, shall submit to the*  
17       *Committees on Appropriations and the Office of Man-*  
18       *agement and Budget a strategic plan outlining the*  
19       *intended use of such incentive payments and a pro-*  
20       *posed organizational chart for the agency once such*  
21       *incentive payments have been completed.*

22                *(2) CONTENTS.—The agency's plan shall*  
23       *include—*

24                *(A) the positions and functions to be re-*  
25       *duced or eliminated, identified by organizational*

1           unit, geographic location, occupational category  
2           and grade level;

3           (B) the number and amounts of voluntary  
4           separation incentive payments to be offered;

5           (C) a description of how the agency will op-  
6           erate without the eliminated positions and func-  
7           tions; and

8           (D) the time period during which incentives  
9           may be paid.

10          (3) *APPROVAL.*—The Director of the Office of  
11          Management and Budget shall review the agency's  
12          plan and approve or disapprove the plan and may  
13          make appropriate modifications in the plan with re-  
14          spect to the coverage of incentives as described under  
15          paragraph (2)(A), and with respect to the matters de-  
16          scribed in paragraphs (2)(B) through (D).

17          (c) *AUTHORITY TO PROVIDE VOLUNTARY SEPARATION*  
18          *INCENTIVE PAYMENTS.*—

19               (1) *IN GENERAL.*—A voluntary separation incen-  
20          tive payment under this section may be paid by the  
21          agency to employees of such agency and only to the  
22          extent necessary to eliminate the positions and func-  
23          tions identified by the strategic plan.

1           (2) *AMOUNT AND TREATMENT OF PAYMENTS.—A*  
2           *voluntary separation incentive payment under this*  
3           *section—*

4                   (A) *shall be paid in a lump sum after the*  
5                   *employee’s separation;*

6                   (B) *shall be paid from appropriations or*  
7                   *funds available for the payment of the basic pay*  
8                   *of the employees;*

9                   (C) *shall be equal to the lesser of—*

10                           (i) *an amount equal to the amount the*  
11                           *employee would be entitled to receive under*  
12                           *section 5595(c) of title 5, United States*  
13                           *Code, if the employee were entitled to pay-*  
14                           *ment under such section; or*

15                           (ii) *an amount determined by the*  
16                           *agency head not to exceed \$25,000;*

17                   (D) *may not be made except in the case of*  
18                   *any employee who voluntarily separates (whether*  
19                   *by retirement or resignation) on or before De-*  
20                   *cember 31, 2001;*

21                   (E) *shall not be a basis for payment, and*  
22                   *shall not be included in the computation, of any*  
23                   *other type of Government benefit; and*

24                   (F) *shall not be taken into account in deter-*  
25                   *mining the amount of any severance pay to*

1           *which the employee may be entitled under section*  
2           *5595 of title 5, United States Code, based on any*  
3           *other separation.*

4           *(d) ADDITIONAL AGENCY CONTRIBUTIONS TO THE RE-*  
5           *TIREMENT FUND.—*

6           *(1) IN GENERAL.—In addition to any other pay-*  
7           *ments which it is required to make under subchapter*  
8           *III of chapter 83 or chapter 84 of title 5, United*  
9           *States Code, the agency shall remit to the Office of*  
10          *Personnel Management for deposit in the Treasury of*  
11          *the United States to the credit of the Civil Service Re-*  
12          *irement and Disability Fund an amount equal to 15*  
13          *percent of the final basic pay of each employee of the*  
14          *agency who is covered under subchapter III of chapter*  
15          *83 or chapter 84 of title 5, United States Code, to*  
16          *whom a voluntary separation incentive has been paid*  
17          *under this section.*

18          *(2) DEFINITION.—For the purpose of paragraph*  
19          *(1), the term “final basic pay”, with respect to an*  
20          *employee, means the total amount of basic pay which*  
21          *would be payable for a year of service by such em-*  
22          *ployee, computed using the employee’s final rate of*  
23          *basic pay, and, if last serving on other than a full-*  
24          *time basis, with appropriate adjustment therefor.*

1       (e) *EFFECT OF SUBSEQUENT EMPLOYMENT WITH THE*  
2 *GOVERNMENT.*—

3           (1) *An individual who has received a voluntary*  
4 *separation incentive payment under this section and*  
5 *accepts any employment for compensation with the*  
6 *Government of the United States, or who works for*  
7 *any agency of the Government of the United States*  
8 *through a personal services contract, within 5 years*  
9 *after the date of the separation on which the payment*  
10 *is based shall be required to pay, prior to the individ-*  
11 *ual's first day of employment, the entire amount of*  
12 *the incentive payment to the agency that paid the in-*  
13 *centive payment.*

14           (2) *If the employment under paragraph (1) is*  
15 *with an Executive agency (as defined by section 105*  
16 *of title 5, United States Code), the United States*  
17 *Postal Service, or the Postal Rate Commission, the*  
18 *Director of the Office of Personnel Management may,*  
19 *at the request of the head of the agency, waive the re-*  
20 *payment if the individual involved possesses unique*  
21 *abilities and is the only qualified applicant available*  
22 *for the position.*

23           (3) *If the employment under paragraph (1) is*  
24 *with an entity in the legislative branch, the head of*  
25 *the entity or the appointing official may waive the*



1        *repayment if the individual involved possesses unique*  
2        *abilities and is the only qualified applicant available*  
3        *for the position.*

4            (4) *If the employment under paragraph (1) is*  
5        *with the judicial branch, the Director of the Adminis-*  
6        *trative Office of the United States Courts may waive*  
7        *the repayment if the individual involved possesses*  
8        *unique abilities and is the only qualified applicant*  
9        *for the position.*

10        (f) *REDUCTION OF AGENCY EMPLOYMENT LEVELS.—*

11            (1) *IN GENERAL.—The total number of funded*  
12        *employee positions in the agency shall be reduced by*  
13        *one position for each vacancy created by the separa-*  
14        *tion of any employee who has received, or is due to*  
15        *receive, a voluntary separation incentive payment*  
16        *under this section. For the purposes of this subsection,*  
17        *positions shall be counted on a full-time-equivalent*  
18        *basis.*

19            (2) *ENFORCEMENT.—The President, through the*  
20        *Office of Management and Budget, shall monitor the*  
21        *agency and take any action necessary to ensure that*  
22        *the requirements of this subsection are met.*

23        (g) *REGULATIONS.—The Office of Personnel Manage-*  
24        *ment may prescribe such regulations as may be necessary*  
25        *to implement this section.*

## KYOTO PROTOCOL

1  
2       *SEC. 576. None of the funds appropriated by this Act*  
3 *shall be used to propose or issue rules, regulations, decrees,*  
4 *or orders for the purpose of implementation, or in prepara-*  
5 *tion for implementation, of the Kyoto Protocol, which was*  
6 *adopted on December 11, 1997, in Kyoto, Japan, at the*  
7 *Third Conference of the Parties to the United States Frame-*  
8 *work Convention on Climate Change, which has not been*  
9 *submitted to the Senate for advice and consent to ratifica-*  
10 *tion pursuant to article II, section 2, clause 2, of the United*  
11 *States Constitution, and which has not entered into force*  
12 *pursuant to article 25 of the Protocol.*

13       *ADDITIONAL REQUIREMENTS RELATING TO STOCKPILING*  
14       *OF DEFENSE ARTICLES FOR FOREIGN COUNTRIES*

15       *SEC. 577. (a) VALUE OF ADDITIONS TO STOCK-*  
16 *PILES.—Section 514(b)(2)(A) of the Foreign Assistance Act*  
17 *of 1961 (22 U.S.C. 2321h(b)(2)(A)) is amended by inserting*  
18 *before the period at the end, the following: “and \$50,000,000*  
19 *for fiscal year 2001”.*

20       *(b) REQUIREMENTS RELATING TO THE REPUBLIC OF*  
21 *KOREA AND THAILAND.—Section 514(b)(2)(B) of such Act*  
22 *(22 U.S.C. 2321h(b)(2)(B)) is amended by inserting at the*  
23 *end thereof the following sentence: “Of the amount specified*  
24 *in subparagraph (A) for fiscal year 2001, not more than*  
25 *\$50,000,000 may be made available for stockpiles in the Re-*  
26 *public of Korea.”.*

1        *ABOLITION OF THE INTER-AMERICAN FOUNDATION*

2        *SEC. 578. (a) DEFINITIONS.—In this section:*

3                *(1) DIRECTOR.—The term “Director” means the*  
4        *Director of the Office of Management and Budget.*

5                *(2) FOUNDATION.—The term “Foundation”*  
6        *means the Inter-American Foundation.*

7                *(3) FUNCTION.—The term “function” means any*  
8        *duty, obligation, power, authority, responsibility,*  
9        *right, privilege, activity, or program.*

10        *(b) ABOLITION OF INTER-AMERICAN FOUNDATION.—*  
11        *During fiscal year 2001, the President is authorized to abol-*  
12        *ish the Inter-American Foundation. The provisions of this*  
13        *section shall only be effective upon the effective date of the*  
14        *abolition of the Inter-American Foundation.*

15        *(c) TERMINATION OF FUNCTIONS.—*

16                *(1) Except as provided in subsection (d)(2), there*  
17        *are terminated upon the abolition of the Foundation*  
18        *all functions vested in, or exercised by, the Founda-*  
19        *tion or any official thereof, under any statute, reorga-*  
20        *nization plan, Executive order, or other provisions of*  
21        *law, as of the day before the effective date of this sec-*  
22        *tion.*

23                *(2) REPEAL.—Section 401 of the Foreign Assist-*  
24        *ance Act of 1969 (22 U.S.C. 290f) is repealed upon*  
25        *the effective date specified in subsection (j).*

1           (3) *FINAL DISPOSITION OF FUNDS.*—Upon the  
 2           date of transmittal to Congress of the certification de-  
 3           scribed in subsection (d)(4), all unexpended balances  
 4           of appropriations of the Foundation shall be deposited  
 5           in the miscellaneous receipts account of the Treasury  
 6           of the United States.

7           (d) *RESPONSIBILITIES OF THE DIRECTOR OF THE OF-*  
 8           *FICE OF MANAGEMENT AND BUDGET.*—

9           (1) *IN GENERAL.*—The Director of the Office of  
 10          Management and Budget shall be responsible for—

11                 (A) the administration and wind-up of any  
 12                 outstanding obligation of the Federal Govern-  
 13                 ment under any contract or agreement entered  
 14                 into by the Foundation before the date of the en-  
 15                 actment of the Foreign Operations, Export Fi-  
 16                 nancing, and Related Programs Appropriations  
 17                 Act, 2001, except that the authority of this sub-  
 18                 paragraph does not include the renewal or exten-  
 19                 sion of any such contract or agreement; and

20                 (B) taking such other actions as may be  
 21                 necessary to wind-up any outstanding affairs of  
 22                 the Foundation.

23           (2) *TRANSFER OF FUNCTIONS TO THE DIREC-*  
 24           *TOR.*—There are transferred to the Director such  
 25           functions of the Foundation under any statute, reor-

1        *ganization plan, Executive order, or other provision*  
2        *of law, as of the day before the date of the enactment*  
3        *of this section, as may be necessary to carry out the*  
4        *responsibilities of the Director under paragraph (1).*

5                (3) *AUTHORITIES OF THE DIRECTOR.—For pur-*  
6        *poses of performing the functions of the Director*  
7        *under paragraph (1) and subject to the availability of*  
8        *appropriations, the Director may—*

9                        (A) *enter into contracts;*

10                      (B) *employ experts and consultants in ac-*  
11        *cordance with section 3109 of title 5, United*  
12        *States Code, at rates for individuals not to ex-*  
13        *ceed the per diem rate equivalent to the rate for*  
14        *level IV of the Executive Schedule; and*

15                      (C) *utilize, on a reimbursable basis, the*  
16        *services, facilities, and personnel of other Federal*  
17        *agencies.*

18                (4) *CERTIFICATION REQUIRED.—Whenever the*  
19        *Director determines that the responsibilities described*  
20        *in paragraph (1) have been fully discharged, the Di-*  
21        *rector shall so certify to the appropriate congressional*  
22        *committees.*

23                (e) *REPORT TO CONGRESS.—The Director of the Office*  
24        *of Management and Budget shall submit to the appropriate*  
25        *congressional committees a detailed report in writing re-*

1 *garding all matters relating to the abolition and termi-*  
 2 *nation of the Foundation. The report shall be submitted not*  
 3 *later than 90 days after the termination of the Foundation.*

4       (f) *TRANSFER AND ALLOCATION OF APPROPRIA-*  
 5 *TIONS.—Except as otherwise provided in this section, the*  
 6 *assets, liabilities (including contingent liabilities arising*  
 7 *from suits continued with a substitution or addition of par-*  
 8 *ties under subsection (g)(3)), contracts, property, records,*  
 9 *and unexpended balance of appropriations, authorizations,*  
 10 *allocations, and other funds employed, held, used, arising*  
 11 *from, available to, or to be made available in connection*  
 12 *with the functions, terminated by subsection (c)(1) or trans-*  
 13 *ferred by subsection (d)(2) shall be transferred to the Direc-*  
 14 *tor for purposes of carrying out the responsibilities de-*  
 15 *scribed in subsection (d)(1).*

16       (g) *SAVINGS PROVISIONS.—*

17           (1) *CONTINUING LEGAL FORCE AND EFFECT.—*  
 18 *All orders, determinations, rules, regulations, permits,*  
 19 *agreements, grants, contracts, certificates, licenses,*  
 20 *registrations, privileges, and other administrative*  
 21 *actions—*

22                   (A) *that have been issued, made, granted, or*  
 23 *allowed to become effective by the Foundation in*  
 24 *the performance of functions that are terminated*  
 25 *or transferred under this section; and*

1           (B) that are in effect as of the date of the  
2           abolition of the Foundation, or were final before  
3           such date and are to become effective on or after  
4           such date,  
5           shall continue in effect according to their terms until  
6           modified, terminated, superseded, set aside, or revoked  
7           in accordance with law by the President, the Director,  
8           or other authorized official, a court of competent ju-  
9           risdiction, or by operation of law.

10           (2) NO EFFECT ON JUDICIAL OR ADMINISTRATIVE  
11           PROCEEDINGS.—*Except as otherwise provided in this*  
12           *section—*

13           (A) the provisions of this section shall not  
14           affect suits commenced prior to the date of the  
15           abolition of the Foundation; and

16           (B) in all such suits, proceedings shall be  
17           had, appeals taken, and judgments rendered in  
18           the same manner and effect as if this section had  
19           not been enacted.

20           (3) NONABATEMENT OF PROCEEDINGS.—*No suit,*  
21           *action, or other proceeding commenced by or against*  
22           *any officer in the official capacity of such individual*  
23           *as an officer of the Foundation shall abate by reason*  
24           *of the enactment of this section. No cause of action by*  
25           *or against the Foundation, or by or against any offi-*

cer thereof in the official capacity of such officer, shall  
abate by reason of the enactment of this section.

(4) *CONTINUATION OF PROCEEDING WITH SUBSTITUTION OF PARTIES.*—If, before the date of the abolition of the Foundation, the Foundation, or officer thereof in the official capacity of such officer, is a party to a suit, then effective on such date such suit shall be continued with the Director substituted or added as a party.

(5) *REVIEWABILITY OF ORDERS AND ACTIONS UNDER TRANSFERRED FUNCTIONS.*—Orders and actions of the Director in the exercise of functions terminated or transferred under this section shall be subject to judicial review to the same extent and in the same manner as if such orders and actions had been taken by the Foundation immediately preceding their termination or transfer. Any statutory requirements relating to notice, hearings, action upon the record, or administrative review that apply to any function transferred by this section shall apply to the exercise of such function by the Director.

(h) *CONFORMING AMENDMENTS.*—

(1) *AFRICAN DEVELOPMENT FOUNDATION.*—Section 502 of the International Security and Develop-



1 *ment Cooperation Act of 1980 (22 U.S.C. 290h) is*  
 2 *amended—*

3 *(A) by inserting “and” at the end of para-*  
 4 *graph (2);*

5 *(B) by striking the semicolon at the end of*  
 6 *paragraph (3) and inserting a period; and*

7 *(C) by striking paragraphs (4) and (5).*

8 *(2) SOCIAL PROGRESS TRUST FUND AGREE-*  
 9 *MENT.—Section 36 of the Foreign Assistance Act of*  
 10 *1973 is amended—*

11 *(A) in subsection (a)—*

12 *(i) by striking “provide for” and all*  
 13 *that follows through “(2) utilization” and*  
 14 *inserting “provide for the utilization”; and*

15 *(ii) by striking “member countries;”*  
 16 *and all that follows through “paragraph*  
 17 *(2)” and inserting “member countries.”;*

18 *(B) in subsection (b), by striking “transfer*  
 19 *or”;*

20 *(C) by striking subsection (c);*

21 *(D) by redesignating subsection (d) as sub-*  
 22 *section (c); and*

23 *(E) in subsection (c) (as so redesignated),*  
 24 *by striking “transfer or”.*

1           (3) *FOREIGN ASSISTANCE ACT OF 1961.*—Section  
 2           222A(d) of the *Foreign Assistance Act of 1961* (22  
 3           U.S.C. 2182a(d)) is repealed.

4           (i) *DEFINITION.*—In this section, the term “appro-  
 5           priate congressional committees” means the Committee on  
 6           Appropriations and the Committee on Foreign Relations of  
 7           the Senate and the Committee on Appropriations and the  
 8           Committee on International Relations of the House of Rep-  
 9           resentatives.

10          (j) *EFFECTIVE DATES.*—The repeal made by sub-  
 11          section (c)(2) and the amendments made by subsection (h)  
 12          shall take effect upon the date of transmittal to Congress  
 13          of the certification described in subsection (d)(4).

14                               WEST BANK AND GAZA PROGRAM

15          *SEC. 579. For fiscal year 2001, 30 days prior to the*  
 16          *initial obligation of funds for the bilateral West Bank and*  
 17          *Gaza Program, the Secretary of State shall certify to the*  
 18          *appropriate committees of Congress that procedures have*  
 19          *been established to assure the Comptroller General of the*  
 20          *United States will have access to appropriate United States*  
 21          *financial information in order to review the uses of United*  
 22          *States assistance for the Program funded under the heading*  
 23          *“Economic Support Fund” for the West Bank and Gaza.*

24                               INDONESIA

25          *SEC. 580. (a) Funds appropriated by this Act under*  
 26          *the headings “International Military Education and*

1 *Training” and “Foreign Military Financing Program”*  
2 *may be made available to the Government of Indonesia if*  
3 *the President determines and submits a report to the appro-*  
4 *priate congressional committees that the Government of In-*  
5 *donesia and the Indonesian Armed Forces are—*

6       *(1) taking effective measures to bring to justice mem-*  
7 *bers of the armed forces and militia groups against whom*  
8 *there is credible evidence of human rights violations;*

9       *(2) taking effective measures to bring to justice mem-*  
10 *bers of the armed forces against whom there is credible evi-*  
11 *dence of aiding or abetting militia groups;*

12       *(3) allowing displaced persons and refugees to return*  
13 *home to East Timor, including providing safe passage for*  
14 *refugees returning from West Timor;*

15       *(4) not impeding the activities of the United Nations*  
16 *Transitional Authority in East Timor;*

17       *(5) demonstrating a commitment to preventing incur-*  
18 *sions into East Timor by members of militia groups in*  
19 *West Timor; and*

20       *(6) demonstrating a commitment to accountability by*  
21 *cooperating with investigations and prosecutions of mem-*  
22 *bers of the Indonesian Armed Forces and militia groups*  
23 *responsible for human rights violations in Indonesia and*  
24 *East Timor.*

## 1                                   WORKING CAPITAL FUND

2           *SEC. 581. (a) Section 635 of the Foreign Assistance*  
3 *Act of 1961 (22 U.S.C. 2395) is amended by adding a new*  
4 *subsection (l) as follows:*

5                   “(l)(1) *There is hereby established a working*  
6 *capital fund for the Agency for International Devel-*  
7 *opment which shall be available without fiscal year*  
8 *limitation for the expenses of personal and nonper-*  
9 *sonal services, equipment and supplies for Inter-*  
10 *national Cooperative Administrative Support Serv-*  
11 *ices.*

12                   “(2) *The capital of the fund shall consist of the*  
13 *fair and reasonable value of such supplies, equipment*  
14 *and other assets pertaining to the functions of the*  
15 *fund as the Administrator determines, rebates from*  
16 *the use of United States Government credit cards, and*  
17 *any appropriations made available for the purpose of*  
18 *providing capital, less related liabilities and unpaid*  
19 *obligations.*

20                   “(3) *The fund shall be reimbursed or credited*  
21 *with advance payments for services, equipment or*  
22 *supplies provided from the fund from applicable ap-*  
23 *propriations and funds of the agency, other Federal*  
24 *agencies and other sources authorized by section 607*  
25 *of this Act at rates that will recover total expenses of*

1       operation, including accrual of annual leave and de-  
 2       preciation. Receipts from the disposal of, or payments  
 3       for the loss or damage to, property held in the fund,  
 4       rebates, reimbursements, refunds and other credits ap-  
 5       plicable to the operation of the fund may be deposited  
 6       in the fund.

7               “(4) The agency shall transfer to the Treasury as  
 8       miscellaneous receipts as of the close of the fiscal year  
 9       such amounts which the Administrator determines to  
 10      be in excess of the needs of the fund.

11              “(5) The fund may be charged with the current  
 12      value of supplies and equipment returned to the work-  
 13      ing capital of the fund by a post, activity or agency  
 14      and the proceeds shall, if otherwise authorized, be  
 15      credited to current applicable appropriations.”.

16      IMMUNITY OF FEDERAL REPUBLIC OF YUGOSLAVIA

17      SEC. 582. (a) Subject to subsection (b), the Federal Re-  
 18      public of Yugoslavia shall be deemed to be a state sponsor  
 19      of terrorism for the purposes of 28 U.S.C. 1605(a)(7).

20      (b) This section shall not apply to Montenegro or  
 21      Kosova.

22      (c) This section shall become null and void when the  
 23      President certifies in writing to the Congress that the Fed-  
 24      eral Republic of Yugoslavia (other than Montenegro and  
 25      Kosova) has completed a democratic reform process that re-  
 26      sults in a newly elected government that respects the rights

1 *of ethnic minorities, is committed to the rule of law and*  
 2 *respects the sovereignty of its neighbor states.*

3 *(d) The certification provided for in subsection (c)*  
 4 *shall not affect the continuation of litigation commenced*  
 5 *against the Federal Republic of Yugoslavia prior to its ful-*  
 6 *fillment of the conditions in subsection (c).*

7 *CONSULTATIONS ON ARMS SALES TO TAIWAN*

8 *SEC. 583. Consistent with the intent of Congress ex-*  
 9 *pressed in the enactment of section 3(b) of the Taiwan Rela-*  
 10 *tions Act, the Secretary of State shall consult with the ap-*  
 11 *propriate committees and leadership of Congress to devise*  
 12 *a mechanism to provide for congressional input prior to*  
 13 *making any determination on the nature or quantity of de-*  
 14 *fense articles and services to be made available to Taiwan.*

15 *SANCTIONS AGAINST SERBIA*

16 *SEC. 584. (a) CONTINUATION OF EXECUTIVE BRANCH*  
 17 *SANCTIONS.—The sanctions listed in subsection (b) shall re-*  
 18 *main in effect for fiscal year 2001, unless the President sub-*  
 19 *mits to the Committees on Appropriations and Foreign Re-*  
 20 *lations in the Senate and the Committees on Appropria-*  
 21 *tions and International Relations of the House of Rep-*  
 22 *resentatives a certification described in subsection (c).*

23 *(b) APPLICABLE SANCTIONS.—*

24 *(1) The Secretary of the Treasury shall instruct*  
 25 *the United States executive directors of the inter-*  
 26 *national financial institutions to work in opposition*

1        *to, and vote against, any extension by such institu-*  
2        *tions of any financial or technical assistance or*  
3        *grants of any kind to the government of Serbia.*

4            *(2) The Secretary of State should instruct the*  
5        *United States Ambassador to the Organization for Se-*  
6        *curity and Cooperation in Europe (OSCE) to block*  
7        *any consensus to allow the participation of Serbia in*  
8        *the OSCE or any organization affiliated with the*  
9        *OSCE.*

10           *(3) The Secretary of State should instruct the*  
11        *United States Representative to the United Nations to*  
12        *vote against any resolution in the United Nations Se-*  
13        *curity Council to admit Serbia to the United Nations*  
14        *or any organization affiliated with the United Na-*  
15        *tions, to veto any resolution to allow Serbia to as-*  
16        *sume the United Nations' membership of the former*  
17        *Socialist Federal Republic of Yugoslavia, and to take*  
18        *action to prevent Serbia from assuming the seat for-*  
19        *merly occupied by the Socialist Federal Republic of*  
20        *Yugoslavia.*

21           *(4) The Secretary of State should instruct the*  
22        *United States Permanent Representative on the Coun-*  
23        *cil of the North Atlantic Treaty Organization to op-*  
24        *pose the extension of the Partnership for Peace pro-*

1       *gram or any other organization affiliated with NATO*  
2       *to Serbia.*

3               *(5) The Secretary of State should instruct the*  
4       *United States Representatives to the Southeast Euro-*  
5       *pean Cooperative Initiative (SECI) to oppose and to*  
6       *work to prevent the extension of SECI membership to*  
7       *Serbia.*

8       *(c) CERTIFICATION.—A certification described in this*  
9       *subsection is a certification that—*

10               *(1) the representatives of the successor states to*  
11       *the Socialist Federal Republic of Yugoslavia have suc-*  
12       *cessfully negotiated the division of assets and liabil-*  
13       *ities and all other succession issues following the dis-*  
14       *solution of the Socialist Federal Republic of Yugo-*  
15       *slavia;*

16               *(2) the Government of Serbia is fully complying*  
17       *with its obligations as a signatory to the General*  
18       *Framework Agreement for Peace in Bosnia and*  
19       *Herzegovina;*

20               *(3) the Government of Serbia is fully cooperating*  
21       *with and providing unrestricted access to the Inter-*  
22       *national Criminal Tribunal for the former Yugo-*  
23       *slavia, including surrendering persons indicted for*  
24       *war crimes who are within the jurisdiction of the ter-*  
25       *ritory of Serbia, and with the investigations con-*



cerning the commission of war crimes and crimes  
against humanity in Kosova;

(4) the Government of Serbia is implementing  
internal democratic reforms; and

(5) Serbian federal governmental officials, and  
representatives of the ethnic Albanian community in  
Kosova have agreed on, signed, and begun implemen-  
tation of a negotiated settlement on the future status  
of Kosova.

(d) *STATEMENT OF POLICY.*—It is the sense of the Con-  
gress that the United States should not restore full diplo-  
matic relations with Serbia until the President submits to  
the Committees on Appropriations and Foreign Relations  
in the Senate and the Committees on Appropriations and  
International Relations in the House of Representatives the  
certification described in subsection (c).

(e) *EXEMPTION OF MONTENEGRO AND KOSOVA.*—The  
sanctions described in subsection (b) shall not apply to  
Montenegro or Kosova.

(f) *DEFINITION.*—The term “international financial  
institution” includes the International Monetary Fund, the  
International Bank for Reconstruction and Development,  
the International Development Association, the Inter-  
national Finance Corporation, the Multilateral Investment

1 *Guaranty Agency, and the European Bank for Reconstruc-*  
 2 *tion and Development.*

3 (g) *WAIVER AUTHORITY.—The President may waive*  
 4 *the application in whole or in part, of any sanction de-*  
 5 *scribed in subsection (b) if the President certifies to the Con-*  
 6 *gress that the President has determined that the waiver is*  
 7 *necessary to meet emergency humanitarian needs.*

8 *CLEAN COAL TECHNOLOGY*

9 *SEC. 585. (a) FINDINGS.—The Congress finds as fol-*  
 10 *lows:*

11 (1) *The United States is the world leader in the*  
 12 *development of environmental technologies, particu-*  
 13 *larly clean coal technology.*

14 (2) *Severe pollution problems affecting people in*  
 15 *developing countries, and the serious health problems*  
 16 *that result from such pollution, can be effectively ad-*  
 17 *dressed through the application of United States tech-*  
 18 *nology.*

19 (3) *During the next century, developing coun-*  
 20 *tries, particularly countries in Asia such as China*  
 21 *and India, will dramatically increase their consump-*  
 22 *tion of electricity, and low quality coal will be a*  
 23 *major source of fuel for power generation.*

24 (4) *Without the use of modern clean coal tech-*  
 25 *nology, the resultant pollution will cause enormous*  
 26 *health and environmental problems leading to dimin-*

1        *ished economic growth in developing countries and,*  
2        *thus, diminished United States exports to those grow-*  
3        *ing markets.*

4        *(b) STATEMENT OF POLICY.—It is the policy of the*  
5        *United States to promote the export of United States clean*  
6        *coal technology. In furtherance of that policy, the Secretary*  
7        *of State, the Secretary of the Treasury (acting through the*  
8        *United States executive directors to international financial*  
9        *institutions), the Secretary of Energy, and the Adminis-*  
10       *trator of the United States Agency for International Devel-*  
11       *opment (USAID) should, as appropriate, vigorously pro-*  
12       *mote the use of United States clean coal technology in envi-*  
13       *ronmental and energy infrastructure programs, projects*  
14       *and activities. Programs, projects and activities for which*  
15       *the use of such technology should be considered include re-*  
16       *construction assistance for the Balkans, activities carried*  
17       *out by the Global Environment Facility, and activities*  
18       *funded from USAID’s Development Credit Authority.*

19        *REPEAL OF UNOBLIGATED BALANCE RESTRICTIONS*

20        *SEC. 586. (a) The final proviso under the heading*  
21        *“Foreign Military Financing Program” in Title VI of the*  
22        *Foreign Operations, Export Financing, and Related Pro-*  
23        *grams as enacted into law by section 1000(a)(2) of division*  
24        *B of Public Law 106–113 (113 STAT. 1501A–133), is re-*  
25        *pealed.*

1       (b) Subsection (a) shall be effective immediately upon  
2       the enactment of this Act.

3       REPEAL OF REQUIREMENT FOR ANNUAL GAO REPORT ON  
4       THE FINANCIAL OPERATIONS OF THE INTERNATIONAL  
5       MONETARY FUND

6       SEC. 587. Section 1706 of the International Financial  
7       Institutions Act (22 U.S.C. 262r-5) is repealed.

8       EXTENSION OF GAO AUTHORITIES

9       SEC. 588. The funds made available to the Comptroller  
10      General pursuant to Title I, Chapter 4 of Public Law 106–  
11      31 shall remain available until expended.

12      PROCUREMENT AUTHORITY

13      SEC. 589. Funds appropriated by this or any prior  
14      Acts making appropriations for foreign operations, export  
15      financing, and related programs, that are provided to the  
16      National Endowment for Democracy shall be provided in  
17      a manner that is consistent with the last sentence of section  
18      503(a) of the National Endowment for Democracy Act and  
19      Comptroller General Decisions No. B-203681 of June 6,  
20      1985, and No. B-248111 of September 9, 1992, and the Na-  
21      tional Endowment for Democracy shall be deemed “the  
22      awarding agency” for purposes of implementing Office of  
23      Management and Budget Circular A-122 as dated June 1,  
24      1998, or any successor circular.

1            *FUNDING FOR PRIVATE ORGANIZATIONS*

2            *SEC. 590. Notwithstanding any other provision of law,*  
3 *in determining eligibility for assistance authorized under*  
4 *part I of the Foreign Assistance Act of 1961 (22 U.S.C.*  
5 *2151 et seq.), foreign nongovernmental organizations and*  
6 *multilateral organizations—*

7            *(1) shall not be subject to requirements related to*  
8 *the use of non-United States Government funds for*  
9 *advocacy and lobbying activities more restrictive than*  
10 *those that apply to United States nongovernmental*  
11 *organizations receiving assistance under part I of*  
12 *such Act; and*

13            *(2) shall not be ineligible for such assistance sole-*  
14 *ly on the basis of health or medical services provided*  
15 *by such organizations with non-United States Gov-*  
16 *ernment funds if such services do not violate the laws*  
17 *of the country in which they are being provided and*  
18 *would not violate United States Federal law if pro-*  
19 *vided in the United States.*

20            *PROCUREMENT AND FINANCIAL MANAGEMENT REFORM*

21            *SEC. 591. (a) FUNDING CONDITIONS.—Of the funds*  
22 *made available under the heading “International Financial*  
23 *Institutions” in this or any prior Foreign Operations, Ex-*  
24 *port Financing, or Related Programs Act, 10 percent of the*  
25 *United States portion or payment to such International Fi-*

1 nancial Institution shall be withheld by the Secretary of  
2 the Treasury, until the Secretary certifies that—

3 (1) the institution is implementing procedures  
4 for conducting semi-annual audits by qualified inde-  
5 pendent auditors for all new lending;

6 (2) the institution has taken steps to establish an  
7 independent fraud and corruption investigative orga-  
8 nization or office;

9 (3) the institution has implemented a program  
10 to assess a recipient country's procurement and fi-  
11 nancial management capabilities including an anal-  
12 ysis of the risks of corruption prior to initiating new  
13 lending; and

14 (4) the institution is taking steps to fund and  
15 implement measures to improve transparency and  
16 anti-corruption programs and procurement and fi-  
17 nancial management controls in recipient countries.

18 (b) *REPORT.*—The Secretary of the Treasury shall re-  
19 port on March 1, 2001 to the Committees on Appropriations  
20 on progress made to fulfill the objectives identified in sub-  
21 section (a).

22 (c) *DEFINITIONS.*—The term “International Financial  
23 Institutions” means the International Bank for Reconstruc-  
24 tion and Development, the International Development Asso-  
25 ciation, the International Finance Corporation, the Inter-

1 *American Development Bank, the Inter-American Invest-*  
 2 *ment Corporation, the Enterprise for the Americas Multi-*  
 3 *lateral Investment Fund, the Asian Development Bank, the*  
 4 *Asian Development Fund, the African Development Bank,*  
 5 *the African Development Fund, the European Bank for Re-*  
 6 *construction and Development, and the International Mone-*  
 7 *tary Fund.*

8 *USE OF FUNDS FOR THE UNITED STATES-ASIA*

9 *ENVIRONMENTAL PARTNERSHIP*

10 *SEC. 592. Notwithstanding any other provision of law*  
 11 *that restricts assistance to foreign countries, funds appro-*  
 12 *priated by this or any other Act making appropriations*  
 13 *pursuant to part I of the Foreign Assistance Act of 1961*  
 14 *that are made available for the United States-Asia Envi-*  
 15 *ronmental Partnership may be made available for activities*  
 16 *for the People's Republic of China.*

17 *EDUCATION AND ANTI-CORRUPTION ASSISTANCE*

18 *SEC. 593. Section 638 of the Foreign Assistance Act*  
 19 *of 1961 (22 U.S.C. 2398) is amended by adding at the end*  
 20 *the following new subsection:*

21 *“(c) Notwithstanding any provision of law that re-*  
 22 *stricts assistance to foreign countries, funds made available*  
 23 *to carry out the provisions of part I of this Act may be*  
 24 *furnished for assistance for education programs and for*  
 25 *anti-corruption programs, except that this subsection shall*

1 *not apply to section 490(e) or 620A of this Act or any other*  
 2 *comparable provision of law.”.*

3 *INDOCHINESE PAROLEES*

4 *SEC. 594. Notwithstanding any other provision of law,*  
 5 *any national of Vietnam, Cambodia, or Laos who was pa-*  
 6 *roled into the United States before October 1, 1997 shall*  
 7 *be eligible to make an application for adjustment of status*  
 8 *pursuant to section 599E of Public Law 101–167.*

9 *NONPROLIFERATION AND ANTI-TERRORISM PROGRAMS*

10 *SEC. 595. It is the sense of Congress that—*

11 *(1) the programs contained in the Department of*  
 12 *State’s Nonproliferation, Antiterrorism, Demining,*  
 13 *and Related Programs (NADR) budget line are vital*  
 14 *to the national security of the United States; and*

15 *(2) funding for those programs should be restored*  
 16 *in any conference report with respect to this Act to*  
 17 *the levels requested in the President’s budget.*

18 *MOTHER-TO-CHILD TRANSMISSION OF HIV/AIDS IN SUB-*

19 *SAHARAN AFRICA*

20 *SEC. 596. (a) FINDINGS.—The Senate finds that:*

21 *(1) According to the World Health Organization,*  
 22 *in 1999, there were 5,600,000 new cases of HIV/AIDS*  
 23 *throughout the world, and two-thirds of those*  
 24 *(3,800,000) were in sub-Saharan Africa.*



1           (2) *Sub-Saharan Africa is the only region in the*  
2           *world where a majority of those with HIV/AIDS—55*  
3           *percent—are women.*

4           (3) *When women get the disease, they often pass*  
5           *it along to their children, and over 2,000,000 children*  
6           *in sub-Saharan Africa are living with HIV/AIDS.*

7           (4) *New investments and treatments hold out*  
8           *promise of making progress against mother-to-child*  
9           *transmission of HIV/AIDS. For example—*

10           (A) *a study in Uganda demonstrated that a*  
11           *new drug could prevent almost one-half of the*  
12           *HIV transmissions from mothers to infants, at a*  
13           *fraction of the cost of other treatments; and*

14           (B) *a study of South Africa's population es-*  
15           *timated that if all pregnant women in that*  
16           *country took an antiviral medication during*  
17           *labor, as many as 110,000 new cases of HIV/*  
18           *AIDS could be prevented over the next five years*  
19           *in South Africa alone.*

20           (5) *The Technical Assistance, Trade Promotion,*  
21           *and Anti-Corruption Act of 2000, as approved by the*  
22           *Senate Foreign Relations Committee on March 23,*  
23           *2000, ensures that not less than 8.3 percent of the*  
24           *United States Agency for International Development's*

1       (USAID) HIV/AIDS funding is used to combat moth-  
2       er-to-child transmission.

3       (b) *SENSE OF THE SENATE.*—*It is the sense of the Sen-*  
4       *ate that of the funds provided in this Act, the USAID should*  
5       *place a high priority on efforts, including providing medi-*  
6       *cations, to prevent mother-to-child transmission of HIV/*  
7       *AIDS.*

8                       *REPORTING REQUIREMENT ON SUDAN*

9       *SEC. 597. One hundred and twenty days after the date*  
10      *of enactment of this Act, the President shall submit a report*  
11      *to the appropriate congressional committees—*

12                   (1) *describing—*

13                       (A) *the areas of Sudan open to the delivery*  
14                       *of humanitarian or other assistance through or*  
15                       *from Operation Lifeline Sudan (in this section*  
16                       *referred to as “OLS”), both in the Northern and*  
17                       *Southern sectors;*

18                       (B) *the extent of actual deliveries of assist-*  
19                       *ance through or from OLS to those areas from*  
20                       *January 1997 through the present;*

21                       (C) *areas of Sudan which cannot or do not*  
22                       *receive assistance through or from OLS, and the*  
23                       *specific reasons for lack or absence of coverage,*  
24                       *including—*

25                               (i) *denial of access by the government*  
26                               *of Sudan on a periodic basis (“flight*

1           *bans”), including specific times and dura-*  
2           *tion of denials from January 1997 through*  
3           *the present;*

4           *(ii) denial of access by the government*  
5           *of Sudan on an historic basis (“no-go”*  
6           *areas) since 1989 and the reason for such*  
7           *denials;*

8           *(iii) exclusion of areas from the origi-*  
9           *nal agreements which defined the limita-*  
10          *tions of OLS;*

11          *(iv) a determination by OLS of a lack*  
12          *of need in an area of no coverage;*

13          *(v) no request has been made to the*  
14          *government of Sudan for coverage or deliv-*  
15          *eries to those areas by OLS or any partici-*  
16          *pating organization within OLS; or*

17          *(vi) any other reason for exclusion*  
18          *from or denial of coverage by OLS;*

19          *(D) areas of Sudan where the United States*  
20          *has provided assistance outside of OLS since*  
21          *January 1997, and the amount, extent and na-*  
22          *ture of that assistance;*

23          *(E) areas affected by the withdrawal of*  
24          *international relief organizations, or their spon-*  
25          *sors, or both, due to the disagreement over terms*

10 *PERU*

(1) *The Organization of American States (OAS) Electoral Observer Mission, led by Eduardo Stein, deserves the recognition and gratitude of the United States for having performed an extraordinary service in promoting representative democracy in the Americas by working to ensure free and fair elections in Peru and by exposing efforts of the Government of Peru to manipulate the national elections in April and May of 2000 to benefit the president in power.*

(2) *The Government of Peru failed to establish the conditions for free and fair elections—both for the April 9 election as well as for the May 28 run-off—by not taking effective steps to correct the “insufficiencies, irregularities, inconsistencies, and*

1        *inequities” documented by the OAS Electoral Obser-*  
2        *vation Mission.*

3            *(3) The United States Government should sup-*  
4        *port the work of the OAS high-level mission, and that*  
5        *such mission should base its specific recommendations*  
6        *on the views of civil society in Peru regarding com-*  
7        *mitments by their government to respect human*  
8        *rights, the rule of law, the independence and constitu-*  
9        *tional role of the judiciary and national congress, and*  
10       *freedom of expression and journalism.*

11           *(4) In accordance with Public Law 106–186, the*  
12        *United States must review and modify as appropriate*  
13        *its political, economic, and military relations with*  
14        *Peru and work with other democracies in this hemi-*  
15        *sphere and elsewhere toward a restoration of democ-*  
16        *racy in Peru.*

17        *(b) REPORT.—Not later than 30 days after the date*  
18        *of the enactment of this Act, the Secretary of State shall*  
19        *submit to the appropriate committees of Congress a report*  
20        *evaluating United States political, economic, and military*  
21        *relations with Peru, in accordance with Public Law 106–*  
22        *186. Such report should review, but not be limited to, the*  
23        *following:*

24           *(1) The effectiveness of providing United States*  
25        *assistance to Peru only through independent non-gov-*

1        *ernmental organizations or international organiza-*  
2        *tions.*

3            *(2) Scrutiny of all United States anti-narcotics*  
4        *assistance to Peru and the effectiveness of providing*  
5        *such assistance through legitimate civilian agencies*  
6        *and the appropriateness of providing this assistance*  
7        *to any military or intelligence units that are known*  
8        *to have violated human rights, suppressed freedom of*  
9        *expression or undermined free and fair elections.*

10          *(3) The need to increase support to Peru through*  
11        *independent non-governmental organizations and*  
12        *international organizations to promote the rule of*  
13        *law, separation of powers, political pluralism, and re-*  
14        *spect for human rights, and to evaluate termination*  
15        *of support for entities that have cooperated with the*  
16        *undemocratic maneuvers of the executive branch.*

17          *(4) The effectiveness of United States policy of*  
18        *supporting loans or other assistance for Peru through*  
19        *international financial institutions (such as the*  
20        *World Bank and Inter-American Development Bank),*  
21        *and an evaluation of terminating support to entities*  
22        *of the Government of Peru that have willfully violated*  
23        *human rights, suppressed freedom of expression, or*  
24        *undermined free and fair elections.*

1           (5) *The extent to which Peru benefits from the*  
2           *Andean Trade Preferences Act and the ramifications*  
3           *of conditioning participation in that program on re-*  
4           *spect for the rule of law and representative democ-*  
5           *racy.*

6           (c) *DETERMINATION.*—*Not later than 90 days after the*  
7           *date of the enactment of this Act, the President shall deter-*  
8           *mine and report to the appropriate committees of Congress*  
9           *whether the Government of Peru has made substantial*  
10          *progress in improving its respect for human rights, the rule*  
11          *of law (including fair trials of civilians), the independence*  
12          *and constitutional role of the judiciary and national con-*  
13          *gress, and freedom of expression and independent jour-*  
14          *nalism.*

15          (d) *PROHIBITION.*—*If the President determines and re-*  
16          *ports pursuant to subsection (c) that the Government of*  
17          *Peru has not made substantial progress, no funds appro-*  
18          *priated by this Act may be made available for assistance*  
19          *for the Government of Peru, and the Secretary of the Treas-*  
20          *ury shall instruct the United States executive directors to*  
21          *the international financial institutions to use the voice and*  
22          *vote of the United States to oppose loans to the Government*  
23          *of Peru, except loans to support basic human needs.*

24          (e) *EXCEPTION.*—*The prohibition in subsection (d)*  
25          *shall not apply to humanitarian assistance, democracy as-*

1 *sistance, anti-narcotics assistance, assistance to support bi-*  
 2 *national peace activities involving Peru and Ecuador, as-*  
 3 *sistance provided by the Overseas Private Investment Cor-*  
 4 *poration, or assistance provided by the Trade and Develop-*  
 5 *ment Agency.*

6 (f) *WAIVER.—The President may waive subsection (d)*  
 7 *for periods not to exceed 90 days if he certifies to the appro-*  
 8 *priate committees of Congress that doing so is important*  
 9 *to the national security interests of the United States and*  
 10 *will promote the respect for human rights and the rule of*  
 11 *law in Peru.*

12 (g) *DEFINITIONS.—For the purposes of this section,*  
 13 *“appropriate committees of Congress” means the Committee*  
 14 *on Appropriations and the Committee on Foreign Relations*  
 15 *in the Senate and the Committee on Appropriations and*  
 16 *Committee on International Relations in the House of Rep-*  
 17 *resentatives. For the purposes of this section, “humani-*  
 18 *tarian assistance” includes but is not limited to assistance*  
 19 *to support health and basic education.*

20 *SENSE OF SENATE REGARDING ZIMBABWE*

21 *SEC. 599. (a) FINDINGS.—The Senate finds that—*

22 (1) *people around the world supported the Re-*  
 23 *public of Zimbabwe’s quest for independence, major-*  
 24 *ity rule, and the protection of human rights and the*  
 25 *rule of law;*



1           (2) *Zimbabwe, at the time of independence in*  
2           *1980, showed bright prospects for democracy, eco-*  
3           *nomic development, and racial reconciliation;*

4           (3) *the people of Zimbabwe are now suffering the*  
5           *destabilizing effects of a serious, government-sanc-*  
6           *tioned breakdown in the rule of law, which is critical*  
7           *to economic development as well as domestic tran-*  
8           *quility;*

9           (4) *a free and fair national referendum was held*  
10          *in Zimbabwe in February 2000 in which voters re-*  
11          *jected proposed constitutional amendments to increase*  
12          *the president's authorities to expropriate land without*  
13          *payment;*

14          (5) *the President of Zimbabwe has defied two*  
15          *high court decisions declaring land seizures to be ille-*  
16          *gal;*

17          (6) *previous land reform efforts have been inef-*  
18          *fective largely due to corrupt practices and inefficien-*  
19          *cies within the Government of Zimbabwe;*

20          (7) *recent violence in Zimbabwe has resulted in*  
21          *several murders and brutal attacks on innocent indi-*  
22          *viduals, including the murder of farm workers and*  
23          *owners;*

24          (8) *violence has been directed toward individuals*  
25          *of all races;*

1           (9) *the ruling party and its supporters have spe-*  
2           *cifically directed violence at democratic reform activ-*  
3           *ists seeking to prepare for upcoming parliamentary*  
4           *elections;*

5           (10) *the offices of a leading independent news-*  
6           *paper in Zimbabwe have been bombed;*

7           (11) *the Government of Zimbabwe has not yet*  
8           *publicly condemned the recent violence;*

9           (12) *President Mugabe's statement that thou-*  
10          *sands of law-abiding citizens are enemies of the state*  
11          *has further incited violence;*

12          (13) *147 out of 150 members of the Parliament*  
13          *in Zimbabwe (98 percent) belong to the same political*  
14          *party;*

15          (14) *the unemployment rate in Zimbabwe now*  
16          *exceeds 60 percent and political turmoil is on the*  
17          *brink of destroying Zimbabwe's economy;*

18          (15) *the economy is being further damaged by*  
19          *the Government of Zimbabwe's ongoing involvement*  
20          *in the war in the Democratic Republic of the Congo;*

21          (16) *the United Nations Food and Agricultural*  
22          *Organization has issued a warning that Zimbabwe*  
23          *faces a food emergency due to shortages caused by vio-*  
24          *lence against farmers and farm workers; and*

1           (17) *events in Zimbabwe could threaten stability*  
2           *and economic development in the entire region.*

3           (18) *the Government of Zimbabwe has rejected*  
4           *international election observation delegation accredi-*  
5           *tation for United States-based nongovernmental orga-*  
6           *nizations, including the International Republican In-*  
7           *stitute and National Democratic Institute, and is also*  
8           *denying accreditation for other nongovernmental or-*  
9           *ganizations and election observers of certain specified*  
10          *nationalities.*

11          (b) *SENSE OF THE SENATE.—The Senate—*

12               (1) *extends its support to the vast majority of*  
13               *citizens of the Republic of Zimbabwe who are com-*  
14               *mitted to peace, economic prosperity, and an open,*  
15               *transparent parliamentary election process;*

16               (2) *strongly urges the Government of Zimbabwe*  
17               *to enforce the rule of law and fulfill its responsibility*  
18               *to protect the political and civil rights of all citizens;*

19               (3) *supports those international efforts to assist*  
20               *with land reform which are consistent with accepted*  
21               *principles of international law and which take place*  
22               *after the holding of free and fair parliamentary elec-*  
23               *tions;*

1           (4)   condemns   government-directed   violence  
2   against farm workers, farmers, and opposition party  
3   members;

4           (5) encourages the local media, civil society, and  
5   all political parties to work together toward a cam-  
6   paign environment conducive to free, transparent and  
7   fair elections within the legally prescribed period;

8           (6) recommends international support for voter  
9   education, domestic and international election moni-  
10   toring, and violence monitoring activities;

11          (7) urges the United States to continue to mon-  
12   itor violence and condemn brutality against law abid-  
13   ing citizens;

14          (8) congratulates all the democratic reform activ-  
15   ists in Zimbabwe for their resolve to bring about po-  
16   litical change peacefully, even in the face of violence  
17   and intimidation; and

18          (9) desires a lasting, warm, and mutually bene-  
19   ficial relationship between the United States and a  
20   democratic, peaceful Zimbabwe.

21   SENSE OF SENATE REGARDING ESTONIA, LATVIA, AND

22                                   LITHUANIA

23   SEC. 599A. It is the sense of the Senate that nothing  
24   in this Act regarding the assistance provided to Estonia,  
25   Latvia, and Lithuania under the heading “FOREIGN MILI-  
26   TARY FINANCING PROGRAM” should be interpreted as ex-

1 *pressing the sense of the Senate regarding an acceleration*  
 2 *of the accession of Estonia, Latvia, or Lithuania to the*  
 3 *North Atlantic Treaty Organization (NATO).*

4 *ELIMINATION OF DOWRY DEATHS AND HONOR KILLINGS*

5 *SEC. 599B. (a) IN GENERAL.—The Secretary of State*  
 6 *should meet with representatives from countries that have*  
 7 *a high incidence of the practice of dowry deaths or honor*  
 8 *killings with a view toward working with the representa-*  
 9 *tives to increase awareness of the practices, to develop strat-*  
 10 *egies to end the practices, and to determine the scope of*  
 11 *the problem within the refugee population.*

12 *(b) DEFINITIONS.—In this section:*

13 *(1) DOWRY DEATH.—The term “dowry death”*  
 14 *means the killing of a woman because of a dowry dis-*  
 15 *pute.*

16 *(2) HONOR KILLING.—The term “honor killing”*  
 17 *means the murder of a woman suspected of dishon-*  
 18 *oring her family.*

19 *ELIMINATION OF FEMALE GENITAL MUTILATION*

20 *SEC. 599C. The Secretary of State shall conduct a*  
 21 *study to determine the prevalence of the practice of female*  
 22 *genital mutilation. The study shall include the existence*  
 23 *and enforcement of laws prohibiting the practice. The Sec-*  
 24 *retary shall submit the findings of the study and rec-*  
 25 *ommendations on how the United States can best work to*

1 *eliminate the practice of female genital mutilation, to the*  
2 *appropriate congressional committees by June 1, 2001.*

3 *SUPPORT BY THE RUSSIAN FEDERATION FOR SERBIA*

4 *SEC. 599D. (a) FINDINGS.—Congress finds that—*

5 *(1) General Dragolub Ojdanic, Minister of De-*  
6 *fense of the Federal Republic of Yugoslavia (Serbia*  
7 *and Montenegro) and an indicted war criminal, vis-*  
8 *ited Moscow from May 7 through May 12, 2000, as*  
9 *a guest of the Government of the Russian Federation,*  
10 *attended the inauguration of President Vladimir*  
11 *Putin, and held talks with Russian Defense Minister*  
12 *Igor Sergeyev and Army Chief of Staff Anatoly*  
13 *Kvashnin;*

14 *(2) General Ojdanic was military Chief of Staff*  
15 *of the Federal Republic of Yugoslavia during the*  
16 *Kosova war and has been indicted by the Inter-*  
17 *national Criminal Tribunal for the Former Yugo-*  
18 *slavia (ICTY) for crimes against humanity and viola-*  
19 *tions of the laws and customs of war for alleged atroc-*  
20 *ities against Albanians in Kosova;*

21 *(3) international warrants have been issued by*  
22 *the International Criminal Tribunal for the Former*  
23 *Yugoslavia for General Ojdanic's arrest and extra-*  
24 *dition to The Hague;*

25 *(4) the Government of the Russian Federation, a*  
26 *permanent member of the United Nations Security*

1        *Council which established the International Criminal*  
2        *Tribunal for the Former Yugoslavia, has an obliga-*  
3        *tion to arrest General Ojdanic and extradite him to*  
4        *The Hague;*

5            *(5) on May 16, 2000, Russian Minister of Eco-*  
6        *nomics Andrei Shapovalyants announced that his*  
7        *government has provided the Serbian regime of*  
8        *Slobodan Milosevic \$102,000,000 of a \$150,000,000*  
9        *loan it had reactivated and will sell the Government*  
10       *of Serbia \$32,000,000 of oil despite the fact that the*  
11       *international community has imposed economic sanc-*  
12       *tions against the Government of the Federal Republic*  
13       *of Yugoslavia and the Government of Serbia;*

14           *(6) the Government of the Russian Federation is*  
15       *providing the Milosevic regime such assistance while*  
16       *it is seeking debt relief from the international commu-*  
17       *nity and loans from the International Monetary*  
18       *Fund, and while it is receiving corn and grain as*  
19       *food aid from the United States;*

20           *(7) the hospitality provided to General Ojdanic*  
21       *demonstrates that the Government of the Russian*  
22       *Federation rejects the indictments brought by the*  
23       *International Criminal Tribunal for the Former*  
24       *Yugoslavia against him and other officials, including*

1 *Slobodan Milosevic, for alleged atrocities committed*  
2 *during the Kosova war; and*

3 *(8) the relationship between the Government of*  
4 *the Russian Federation and the Governments of the*  
5 *Federal Republic of Yugoslavia and Serbia only en-*  
6 *courages the regime of Slobodan Milosevic to foment*  
7 *instability in the Balkans and thereby jeopardizes the*  
8 *safety and security of American military and civilian*  
9 *personnel and raises questions about Russia's com-*  
10 *mitment to its responsibilities as a member of the*  
11 *North American Treaty Organization-led peace-*  
12 *keeping mission in Kosova.*

13 *(b) ACTIONS.—*

14 *(1) Fifteen days after the date of enactment of*  
15 *this Act, the President shall submit a report to Con-*  
16 *gress detailing all loans, financial assistance, and en-*  
17 *ergy sales the Government of the Russian Federation*  
18 *or entities acting on its behalf has provided since*  
19 *June 1999, and intends to provide to the Government*  
20 *of Serbia or the Government of the Federal Republic*  
21 *of Yugoslavia or any entities under the control of the*  
22 *Governments of Serbia or the Federal Republic of*  
23 *Yugoslavia.*

24 *(2) If that report determines that the Govern-*  
25 *ment of the Russian Federation or other entities act-*



1        *ing on its behalf has provided or intends to provide*  
2        *the governments of Serbia or the Federal Republic of*  
3        *Yugoslavia or any entity under their control any*  
4        *loans or economic assistance and oil sales, then the*  
5        *following shall apply:*

6                *(A) The Secretary of State shall reduce as-*  
7                *sistance obligated to the Russian Federation by*  
8                *an amount equal in value to the loans, financial*  
9                *assistance, and energy sales the Government of*  
10              *the Russian Federation has provided and in-*  
11              *tends to provide to the Governments of Serbia*  
12              *and the Federal Republic of Yugoslavia.*

13              *(B)(i) The Secretary of the Treasury shall*  
14              *instruct the United States executive directors of*  
15              *the international financial institutions to op-*  
16              *pose, and vote against, any extension by those*  
17              *institutions of any financial assistance (includ-*  
18              *ing any technical assistance or grant) of any*  
19              *kind to the Government of the Russian Federa-*  
20              *tion except for loans and assistance that serve*  
21              *basic human needs.*

22              *(ii) In this subparagraph, the term “inter-*  
23              *national financial institution” includes the*  
24              *International Monetary Fund, the International*  
25              *Bank for Reconstruction and Development, the*

1        *International Development Association, the*  
2        *International Finance Corporation, the Multilat-*  
3        *eral Investment Guaranty Agency, and the Euro-*  
4        *pean Bank for Reconstruction and Development.*

5            *(C) The United States shall suspend exist-*  
6        *ing programs to the Russia Federation provided*  
7        *by the Export-Import Bank and the Overseas*  
8        *Private Investment Corporation and any consid-*  
9        *eration of any new loans, guarantees, and other*  
10       *forms of assistance by the Export-Import Bank*  
11       *or the Overseas Private Investment Corporation*  
12       *to Russia.*

13           *(D) The President may waive the actions*  
14        *described in subparagraphs (2)(A), (2)(B), and*  
15        *(2)(C) if he determines and reports to Congress*  
16        *that it is in the national interest of the United*  
17        *States of America.*

18           *(3) It is the sense of the Senate that the Presi-*  
19        *dent of the United States should instruct his rep-*  
20        *resentatives to negotiations on Russia's international*  
21        *debt to oppose further forgiveness, restructuring, and*  
22        *rescheduling of that debt, including that being consid-*  
23        *ered under the "Comprehensive" Paris Club negotia-*  
24        *tions.*

1            *REHABILITATION OF THE TRANSPORTATION*2            *INFRASTRUCTURE OF BULGARIA AND ROMANIA*

3            *SEC. 599E. Of the funds appropriated under the head-*  
4 *ing “Support for East European Democracy”, rehabilita-*  
5 *tion and remediation of damage done to the Romanian and*  
6 *Bulgarian economies as a result of the Kosova conflict*  
7 *should be given priority especially to those projects that are*  
8 *associated with the Stability Pact for South Eastern Eu-*  
9 *rope, done at Cologne June 10, 1999 (commonly known as*  
10 *the “Balkan Stability Pact”), particularly those projects*  
11 *that encourage bilateral cooperation between Romania and*  
12 *Bulgaria, and that seek to offset the difficulties associated*  
13 *with the closure of the Danube River.*

14          *UNITED STATES-CUBAN MUTUAL ASSISTANCE IN THE*15            *INTERDICTION OF ILLICIT DRUGS*

16          *SEC. 599F. Of the amount appropriated under the*  
17 *heading “Department of State, International Narcotics*  
18 *Control and Law Enforcement”, up to \$1,000,000 shall be*  
19 *available to the Secretary of Defense, on behalf of the United*  
20 *States Coast Guard, the United States Customs Service,*  
21 *and other bodies, to work with the appropriate authorities*  
22 *of the Cuban Government to provide for greater cooperation,*  
23 *coordination, and other mutual assistance in the interdic-*  
24 *tion of illicit drugs being transported over Cuban airspace*  
25 *and waters: Provided, That such assistance may only be*

1 *provided after the President determines and certifies to*  
 2 *Congress that—*

3 *(1) Cuba has appropriate procedures in place to*  
 4 *protect against innocent loss of life in the air and on*  
 5 *the ground in connection with interdiction of illegal*  
 6 *drugs; and*

7 *(2) that there is no evidence of the involvement*  
 8 *of the Government of Cuba in drug trafficking.*

9 *EMERGENCY FUNDING TO ASSIST COMMUNITIES AFFECTED*  
 10 *BY HURRICANE FLOYD, HURRICANE DENNIS, OR HUR-*  
 11 *RICANE IRENE*

12 *SEC. 599G. (a) ECONOMIC DEVELOPMENT ASSIST-*  
 13 *ANCE.—*

14 *(1) IN GENERAL.—There is appropriated, out of*  
 15 *any money in the Treasury not otherwise appro-*  
 16 *priated, for fiscal year 2000, for an additional*  
 17 *amount for “Economic Development Assistance Pro-*  
 18 *grams”, \$125,000,000, to remain available until ex-*  
 19 *pended, for planning assistance, public works grants,*  
 20 *and revolving loan funds to assist communities af-*  
 21 *ected by Hurricane Floyd, Hurricane Dennis, or*  
 22 *Hurricane Irene.*

23 *(2) EMERGENCY DESIGNATION.—The*  
 24 *\$125,000,000—*

25 *(A) shall be available only to the extent that*  
 26 *the President submits to Congress an official*

1        *budget request for a specific dollar amount that*  
 2        *includes designation of the entire amount of the*  
 3        *request as an emergency requirement for the pur-*  
 4        *poses of the Balanced Budget and Emergency*  
 5        *Deficit Control Act of 1985 (2 U.S.C. 900 et*  
 6        *seq.); and*

7                *(B) is designated by Congress as an emer-*  
 8        *gency requirement under section 251(b)(2)(A) of*  
 9        *the Balanced Budget and Emergency Deficit*  
 10        *Control Act of 1985 (2 U.S.C. 901(b)(2)(A)).*

11        *(b) COMMUNITY FACILITIES GRANTS.—*

12                *(1) IN GENERAL.—There is appropriated, out of*  
 13        *any money in the Treasury not otherwise appro-*  
 14        *priated, for fiscal year 2000, for an additional*  
 15        *amount for the rural community advancement pro-*  
 16        *gram under subtitle E of the Consolidated Farm and*  
 17        *Rural Development Act (7 U.S.C. 2009 et seq.),*  
 18        *\$125,000,000, to remain available until expended, to*  
 19        *provide grants under the community facilities grant*  
 20        *program under section 306(a)(19) of that Act (7*  
 21        *U.S.C. 1926(a)(19)) with respect to areas subject to a*  
 22        *declaration of a major disaster under the Robert T.*  
 23        *Stafford Disaster Relief and Emergency Assistance*  
 24        *Act (42 U.S.C. 5121 et seq.) as a result of Hurricane*  
 25        *Floyd, Hurricane Dennis, or Hurricane Irene.*

1           (2)           *EMERGENCY           DESIGNATION.—The*  
2           *\$125,000,000 is designated by Congress as an emer-*  
3           *gency requirement under section 251(b)(2)(A) of the*  
4           *Balanced Budget and Emergency Deficit Control Act*  
5           *of 1985 (2 U.S.C. 901(b)(2)(A)).*

6           *SENSE OF THE CONGRESS REGARDING ADDITIONAL*  
7           *ASSISTANCE FOR MOZAMBIQUE AND SOUTHERN AFRICA*

8           *SEC. 599H. (a) FINDINGS.—The Congress finds that:*

9                   (1) *In February and March of 2000, cyclones*  
10           *Gloria, Eline, and Hudah caused extensive flooding*  
11           *in Southern Africa, severely affecting the Republic of*  
12           *Mozambique.*

13                   (2) *The floods claimed at least 640 lives and left*  
14           *nearly 500,000 people displaced or trapped in flood-*  
15           *isolated areas.*

16                   (3) *The floods contaminated water supplies, de-*  
17           *stroyed hundreds of miles of roads, and washed away*  
18           *homes, schools, and health clinics.*

19                   (4) *This heavy flooding and the displacement it*  
20           *caused created conditions in which infectious disease*  
21           *has flourished.*

22                   (5) *The Southern African floods of 2000 washed*  
23           *previously identified and marked landmines to new,*  
24           *unmarked locations.*

8           (b) *SENSE OF THE CONGRESS.*—*It is the sense of Con-*  
9 *gress that an additional \$168,000,000 should be made*  
10 *available for disaster assistance in Mozambique and South-*  
11 *ern Africa.*

14        *SEC. 599I. It is the sense of the Senate that—*

(2) these authorizations of bilateral and multi-lateral debt relief should be designed to strengthen and expand the private sector, encourage increased trade and investment, support the development of free markets, and promote broad-scale economic growth in beneficiary countries;

1           (3) *these authorizations should also support the*  
2           *adoption of policies to alleviate poverty and to ensure*  
3           *that benefits are shared widely among the population,*  
4           *such as through initiatives to advance education, im-*  
5           *prove health, combat AIDS, and promote clean water*  
6           *and environmental protection;*

7           (4) *these authorizations should promote debt re-*  
8           *lief agreements that are designed and implemented in*  
9           *a transparent manner so as to ensure productive allo-*  
10          *cation of future resources and prevention of waste;*

11          (5) *these authorizations should promote debt re-*  
12          *lief agreements that have the broad participation of*  
13          *the citizenry of the debtor country and should ensure*  
14          *that country's circumstances are adequately taken*  
15          *into account;*

16          (6) *these authorizations should ensure that no*  
17          *country should receive the benefits of debt relief if that*  
18          *country does not cooperate with the United States on*  
19          *terrorism or narcotics enforcement, is a gross violator*  
20          *of the human rights of its citizens, or is engaged in*  
21          *military or civil conflict that undermines poverty al-*  
22          *leviation efforts or spends excessively on its military;*  
23          *and*

24          (7) *if the conditions set forth in paragraphs (1)*  
25          *through (6) are met in the authorization legislation*



1       *approved by Congress, Congress should fully fund bi-*  
2       *lateral and multilateral debt relief.*

3                   *RUSSIAN MISSILE SALES TO CHINA*

4       *SEC. 599J. It is the sense of the Senate that the Sec-*  
5       *retary of the Treasury should direct the executive directors*  
6       *to all international financial institutions to use the voice*  
7       *and vote of the United States to oppose loans, credits, or*  
8       *guarantees to the Russian Federation, except for basic*  
9       *human needs, if the Russian Federation delivers any addi-*  
10       *tional SS-N-22 missiles or components to the People's Re-*  
11       *public of China.*

12                   *INTERNATIONAL HEALTH EMERGENCIES*

13       *SEC. 599K. In addition to amounts otherwise appro-*  
14       *priated in this Act, \$40,000,000 shall be available for nec-*  
15       *essary expenses to carry out the provisions of chapters 1*  
16       *and 10 of part I of the Foreign Assistance Act of 1961,*  
17       *for global health and related activities: Provided, That of*  
18       *the funds appropriated under this section, not less than*  
19       *\$30,000,000 shall be made available for programs to combat*  
20       *HIV/AIDS: Provided further, That of the funds appro-*  
21       *priated under this section, not less than \$10,000,000 shall*  
22       *be made available for the prevention, treatment, and control*  
23       *of tuberculosis: Provided further, That amounts made avail-*  
24       *able under this section are hereby designated by the Con-*  
25       *gress to be emergency requirements pursuant to section*  
26       *251(b)(2)(A) of the Balanced Budget and Emergency Def-*

1 *icit Control Act of 1985: Provided further, That such*  
 2 *amounts shall be made available only after submission to*  
 3 *the Congress of a formal budget request by the President*  
 4 *that includes designation of the entire amount of the request*  
 5 *as an emergency requirement as defined in such Act.*

6 *TITLE VI—PLAN COLOMBIA*

7 *The following sums are appropriated, out of any*  
 8 *money in the Treasury not otherwise appropriated, for the*  
 9 *fiscal year ending September 30, 2000, and for other pur-*  
 10 *poses, namely:*

11 *CHAPTER 1*

12 *BILATERAL ECONOMIC ASSISTANCE*

13 *FUNDS APPROPRIATED TO THE PRESIDENT*

14 *DEPARTMENT OF STATE*

15 *ASSISTANCE FOR COUNTERNARCOTICS ACTIVITIES*

16 *For necessary expenses to carry out section 481 of the*  
 17 *Foreign Assistance Act of 1961 to support Central and*  
 18 *South America and Caribbean counternarcotics activities,*  
 19 *\$934,100,000, to remain available until expended: Pro-*  
 20 *vided, That of the funds appropriated under this heading,*  
 21 *not less than \$120,000,000 shall be made available for as-*  
 22 *sistance for Bolivia, of which not less than \$100,000,000*  
 23 *shall be made available for alternative development and*  
 24 *other economic activities: Provided further, That of the*  
 25 *funds appropriated under this heading, not less than*

1 \$25,000,000 shall be made available for assistance for Ecua-  
2 dor, of which not less than \$12,000,000 shall be made avail-  
3 able for alternative development and other economic activi-  
4 ties: Provided further, That of the funds appropriated under  
5 this heading, up to \$42,000,000 shall be made available for  
6 assistance for Peru: Provided further, That of the funds ap-  
7 propriated under this heading, not less than \$18,000,000  
8 shall be made available for assistance for other countries  
9 in South and Central America and the Caribbean which  
10 are cooperating with United States counternarcotics objec-  
11 tives: Provided further, That of the funds appropriated  
12 under this heading not less than \$110,000,000 shall be made  
13 available for the procurement, refurbishing, and support for  
14 UH-1H Huey II helicopters: Provided further, That of the  
15 amount appropriated under this heading, \$5,000,000 shall  
16 be available to the Secretary of State for transfer to the  
17 Department of Labor for the administration of the demobi-  
18 lization and rehabilitation of child soldiers in Colombia,  
19 of which amount \$2,500,000 shall be transferred not later  
20 than 30 days after the date of enactment of this Act, and  
21 the remaining \$2,500,000 shall be transferred not later than  
22 October 30, 2000: Provided further, That funds made avail-  
23 able under this heading shall be in addition to amounts  
24 otherwise available for such purposes: Provided further,  
25 That section 482(b) of the Foreign Assistance Act of 1961

1 *shall not apply to funds appropriated under this heading:*  
2 *Provided further, That the Secretary of State, in consulta-*  
3 *tion with the Secretary of Defense and the Administrator*  
4 *of the U.S. Agency for International Development, shall*  
5 *provide to the Committees on Appropriations not later than*  
6 *30 days after the date of enactment of this Act and prior*  
7 *to the initial obligation of any funds appropriated under*  
8 *this heading, a report on the proposed uses of all funds*  
9 *under this heading on a country-by-country basis for each*  
10 *proposed program, project or activity: Provided further,*  
11 *That funds appropriated under this heading shall be subject*  
12 *to notification: Provided further, That the entire amount*  
13 *is designated by the Congress as an emergency requirement*  
14 *pursuant to section 251(b)(2)(A) of the Balanced Budget*  
15 *and Emergency Deficit Control Act of 1985, as amended:*  
16 *Provided further, That the entire amount provided shall be*  
17 *available only to the extent an official budget request that*  
18 *includes designation of the entire amount of the request as*  
19 *an emergency requirement as defined in the Balanced*  
20 *Budget and Emergency Deficit Control Act of 1985, as*  
21 *amended, is transmitted by the President to the Congress.*

22 **GENERAL PROVISIONS—THIS CHAPTER**

23 **SEC. 6101. CONDITIONS ON ASSISTANCE FOR COLOM-**  
24 **BIA. (a) CONDITIONS.—**

1           (1) *CERTIFICATION REQUIRED.*—*Assistance pro-*  
2           *vided under this heading may be made available for*  
3           *Colombia in fiscal years 2000 and 2001 only if the*  
4           *Secretary of State certifies to the appropriate congres-*  
5           *sional committees prior to the initial obligation of*  
6           *such assistance in each such fiscal year, that—*

7                     *(A)(i) the President of Colombia has di-*  
8                     *rected in writing that Colombian Armed Forces*  
9                     *personnel who are credibly alleged to have com-*  
10                    *mitted gross violations of human rights will be*  
11                    *brought to justice in Colombia's civilian courts,*  
12                    *in accordance with the 1997 ruling of Colombia's*  
13                    *Constitutional court regarding civilian court ju-*  
14                    *risdiction in human rights cases; and*

15                    *(ii) the Commander General of the Colom-*  
16                    *bian Armed Forces is promptly suspending from*  
17                    *duty any Colombian Armed Forces personnel*  
18                    *who are credibly alleged to have committed gross*  
19                    *violations of human rights or to have aided or*  
20                    *abetted paramilitary groups; and*

21                    *(iii) the Colombian Armed Forces and its*  
22                    *Commander General are fully complying with*  
23                    *(A)(i) and (ii); and*

24                    *(B) the Colombian Armed Forces are co-*  
25                    *operating fully with civilian authorities in in-*

1       *vestigating, prosecuting, and punishing in the*  
2       *civilian courts Colombian Armed Forces per-*  
3       *sonnel who are credibly alleged to have com-*  
4       *mitted gross violations of human rights; and*

5               *(C) the Government of Colombia is vigor-*  
6       *ously prosecuting in the civilian courts the lead-*  
7       *ers and members of paramilitary groups and Co-*  
8       *lombian Armed Forces personnel who are aiding*  
9       *or abetting these groups.*

10       *(2) CONSULTATIVE PROCESS.—The Secretary of*  
11       *State shall consult with internationally recognized*  
12       *human rights organizations regarding the Govern-*  
13       *ment of Colombia's progress in meeting the conditions*  
14       *contained in paragraph (1), prior to issuing the cer-*  
15       *tification required under paragraph (1).*

16       *(3) APPLICATION OF EXISTING LAWS.—The same*  
17       *restrictions contained in section 564 of the Foreign*  
18       *Operations, Export Financing, and Related Programs*  
19       *Appropriations Act, 2000 (Public Law 106–113) and*  
20       *section 8098 of the Department of Defense Appropria-*  
21       *tions Act, 2000 (Public Law 106–79) shall apply to*  
22       *the availability of funds under this heading.*

23       *(b) REPORT.—Beginning 60 days after the date of en-*  
24       *actment of this Act, and every 180 days thereafter for the*  
25       *duration of the provision of resources administered under*

1 *this Act, the Secretary of State shall submit a report to*  
2 *the appropriate congressional committees containing the*  
3 *following:*

4           (1) *A description of the extent to which the Co-*  
5 *lombian Armed Forces have suspended from duty Co-*  
6 *lombian Armed Forces personnel who are credibly al-*  
7 *leged to have committed gross violations of human*  
8 *rights, and the extent to which such personnel have*  
9 *been brought to justice in Colombia's civilian courts,*  
10 *including a description of the charges brought and the*  
11 *disposition of such cases.*

12           (2) *An assessment of efforts made by the Colom-*  
13 *bian Armed Forces, National Police, and Attorney*  
14 *General to disband paramilitary groups, including*  
15 *the names of Colombian Armed Forces personnel*  
16 *brought to justice for aiding or abetting paramilitary*  
17 *groups and the names of paramilitary leaders and*  
18 *members who were indicted, arrested and prosecuted.*

19           (3) *A description of the extent to which the Co-*  
20 *lombian Armed Forces cooperate with civilian au-*  
21 *thorities in investigating and prosecuting gross viola-*  
22 *tions of human rights allegedly committed by its per-*  
23 *sonnel, including the number of such personnel being*  
24 *investigated for gross violations of human rights who*  
25 *are suspended from duty.*

1           (4) *A description of the extent to which attacks*  
 2           *against human rights defenders, government prosecu-*  
 3           *tors and investigators, and officials of the civilian ju-*  
 4           *dicial system in Colombia, are being investigated and*  
 5           *the alleged perpetrators brought to justice.*

6           (5) *An estimate of the number of Colombian ci-*  
 7           *vilians displaced as a result of the “push into south-*  
 8           *ern Colombia”, and actions taken to address the so-*  
 9           *cial and economic needs of these people.*

10          (6) *A description of actions taken by the United*  
 11          *States and the Government of Colombia to promote*  
 12          *and support a negotiated settlement of the conflict in*  
 13          *Colombia*

14          (c) *DEFINITIONS.—In this section:*

15               (1) *AIDING OR ABETTING.—The term “aiding or*  
 16               *abetting” means direct and indirect support to para-*  
 17               *military groups, including conspiracy to allow, facili-*  
 18               *tate, or promote the activities of paramilitary groups.*

19               (2) *APPROPRIATE CONGRESSIONAL COMMIT-*  
 20               *TEES.—The term “appropriate congressional commit-*  
 21               *tees” means the Committee on Appropriations and the*  
 22               *Committee on Foreign Relations of the Senate and the*  
 23               *Committee on Appropriations and the Committee on*  
 24               *International Relations of the House of Representa-*  
 25               *tives.*



1           (3) *PARAMILITARY GROUPS.*—*The term “para-*  
2           *military groups” means illegal self-defense groups*  
3           *and security cooperatives.*

4           (4) *ASSISTANCE.*—*The term “assistance” means*  
5           *assistance appropriated under this heading for fiscal*  
6           *years 2000 and 2001, and provided under the fol-*  
7           *lowing provisions of law:*

8                   (A) *Section 1004 of the National Defense*  
9                   *Authorization Act for Fiscal Year 1991 (Public*  
10                  *Law 101–510; relating to counter-drug assist-*  
11                  *ance).*

12                  (B) *Section 1033 of the National Defense*  
13                  *Authorization Act for Fiscal Year 1998 (Public*  
14                  *Law 105–85; relating to counter-drug assistance*  
15                  *to Colombia and Peru).*

16                  (C) *Section 23 of the Arms Export Control*  
17                  *Act (Public Law 90–629); relating to credit*  
18                  *sales.*

19                  (D) *Section 481 of the Foreign Assistance*  
20                  *Act of 1961 (Public Law 87–195; relating to*  
21                  *international narcotics control).*

22                  (E) *Section 506 of the Foreign Assistance*  
23                  *Act of 1961 (Public Law 87–195; relating to*  
24                  *emergency drawdown authority).*

1        *SEC. 6102. REGIONAL STRATEGY. (a) REPORT RE-*  
2 *QUIRED.—Not later than 60 days after the date of enact-*  
3 *ment of this Act, the President shall submit to the Com-*  
4 *mittee on Foreign Relations and the Committee on Appro-*  
5 *priations of the Senate, the Committee on International Re-*  
6 *lations and the Committee on Appropriations of the House*  
7 *of Representatives, a report on the current United States*  
8 *policy and strategy regarding United States counter-*  
9 *narcotics assistance for Colombia and neighboring coun-*  
10 *tries.*

11        *(b) REPORT ELEMENTS.—The report required by sub-*  
12 *section (a) shall address the following:*

13            *(1) The key objectives of the United States' coun-*  
14 *ternarcotics strategy in Colombia and neighboring*  
15 *countries and a detailed description of benchmarks by*  
16 *which to measure progress toward those objectives.*

17            *(2) The actions required of the United States to*  
18 *support and achieve these objectives, and a schedule*  
19 *and cost estimates for implementing such actions.*

20            *(3) The role of the United States in the efforts*  
21 *of the Government of Colombia to deal with illegal*  
22 *drug production in Colombia.*

23            *(4) The role of the United States in the efforts*  
24 *of the Government of Colombia to deal with the insur-*  
25 *gency and paramilitary forces in Colombia.*

1           (5) *How the strategy with respect to Colombia*  
2           *relates to and affects the United States' strategy in*  
3           *the neighboring countries.*

4           (6) *How the strategy with respect to Colombia*  
5           *relates to and affects the United States' strategy for*  
6           *fulfilling global counternarcotics goals.*

7           (7) *A strategy and schedule for providing mate-*  
8           *rial, technical, and logistical support to Colombia*  
9           *and neighboring countries in order to defend the rule*  
10          *of law and to more effectively impede the cultivation,*  
11          *production, transit, and sale of illicit narcotics.*

12          (8) *A schedule for making Forward Operating*  
13          *Locations (FOL) fully operational, including cost es-*  
14          *timates and a description of the potential capabilities*  
15          *for each proposed location and an explanation of how*  
16          *the FOL architecture fits into the overall the Strat-*  
17          *egy.*

18          SEC. 6103. SENSE OF THE CONGRESS ON COUNTER  
19          NARCOTICS MEASURES. *It is the sense of Congress that—*

20               (1) *the Government of Colombia should commit*  
21               *itself immediately to the urgent development and ap-*  
22               *plication of naturally occurring and ecologically*  
23               *sound methods for eradicating illicit crops, which*  
24               *could reduce significantly the loss of life in Colombia*  
25               *and the United States;*

1           (2) *the effectiveness of United States counter nar-*  
2           *cotics assistance to Colombia depends on the ability*  
3           *of law enforcement officials of that country having*  
4           *unimpeded access to all areas of the national territory*  
5           *of Colombia for the purposes of carrying out the*  
6           *interdiction of illegal narcotics and the eradication of*  
7           *illicit crops; and*

8           (3) *the governments of countries receiving sup-*  
9           *port under this title should take effective steps to pre-*  
10          *vent the creation of a safe haven for narcotics traf-*  
11          *fickers by ensuring that narcotics traffickers indicted*  
12          *in the United States are promptly arrested, pros-*  
13          *ecuted, and sentenced to the maximum extent of the*  
14          *law and, upon the request of the United States Gov-*  
15          *ernment, extradited to the United States for trial for*  
16          *their egregious offenses against the security and well-*  
17          *being of the people of the United States.*

18          SEC. 6104. *REPORT ON EXTRADITION OF NARCOTICS*  
19          *TRAFFICKERS. (a) Not later than six months after the date*  
20          *of the enactment of this title, and every six months there-*  
21          *after, during the period Plan Colombia resources are made*  
22          *available, the Secretary of State shall submit to the Com-*  
23          *mittee on Foreign Relations, the Committee on the Judici-*  
24          *ary and the Committee on Appropriations of the Senate*  
25          *and the Committee on International Relations, the Com-*

1 *mittee on the Judiciary, and the Committee on Appropria-*  
2 *tions of the House of Representatives a report setting*  
3 *forth—*

4           (1) *a list of the persons whose extradition has*  
5 *been requested from any country receiving counter*  
6 *narcotics assistance from the United States, indi-*  
7 *cating those persons who—*

8                   (A) *have been surrendered to the custody of*  
9 *United States authorities;*

10                  (B) *have been detained by the authorities*  
11 *and who are being processed for extradition;*

12                  (C) *have been detained by the authorities*  
13 *and who are not yet being processed for extra-*  
14 *dition; or*

15                  (D) *are at large;*

16           (2) *a determination whether authorities of each*  
17 *country receiving counternarcotics assistance from the*  
18 *United States are making good faith efforts to ensure*  
19 *the prompt extradition of each of the persons sought*  
20 *by United States authorities; and*

21           (3) *an analysis of—*

22                   (A) *any legal obstacles in the laws of each*  
23 *country receiving counternarcotics assistance*  
24 *from the United States regarding prompt extra-*

1           *dition of persons sought by United States au-*  
2           *thorities; and*

3                     *(B) the steps taken by authorities of the*  
4           *United States and the authorities of each coun-*  
5           *try receiving counternarcotics assistance from*  
6           *the United States to overcome such obstacles.*

7       *SEC. 6105. HERBICIDE SAFETY. None of the funds ap-*  
8       *propriated under this title may be used to support the use*  
9       *of any herbicide, unless the Director of the National Center*  
10       *for Environmental Health at the Centers for Disease Con-*  
11       *trol and Prevention determines and reports to the appro-*  
12       *priate congressional committees that such herbicide is safe*  
13       *and nontoxic to human health, and the Administrator of*  
14       *the Environmental Protection Agency determines and re-*  
15       *ports to the appropriate congressional committees that such*  
16       *herbicide does not contaminate ground or surface water.*

17       *SEC. 6106. LIMITATIONS ON SUPPORT FOR PLAN CO-*  
18       *LOMBIA AND ON THE ASSIGNMENT OF UNITED STATES*  
19       *PERSONNEL IN COLOMBIA. (a) LIMITATION ON SUPPORT*  
20       *FOR PLAN COLOMBIA.—*

21                     *(1) LIMITATION.—Except as provided in para-*  
22       *graph (2), none of the funds appropriated or other-*  
23       *wise made available by any Act shall be available for*  
24       *support of Plan Colombia unless and until—*

1           (A) the President submits a report to Con-  
2           gress requesting the availability of such funds;  
3           and

4           (B) Congress enacts a joint resolution ap-  
5           proving the request of the President under sub-  
6           paragraph (A).

7           (2) *EXCEPTIONS.*—The limitation in paragraph  
8           (1) does not apply to—

9           (A) appropriations made by this Act, the  
10          Military Construction Appropriations Act, 2001,  
11          or the Department of Defense Appropriations  
12          Act, 2001, for the purpose of support of Plan Co-  
13          lombia; or

14          (B) the unobligated balances from any other  
15          program used for their originally appropriated  
16          purpose to combat drug production and traf-  
17          ficking, foster peace, increase the rule of law, im-  
18          prove human rights, expand economic develop-  
19          ment, and institute justice reform in the coun-  
20          tries covered by Plan Colombia.

21          (b) *LIMITATION ON ASSIGNMENT OF UNITED STATES*  
22          *PERSONNEL IN COLOMBIA.*—

23               (1) *LIMITATION.*—Except as provided in para-  
24               graph (2), none of the funds appropriated or other-  
25               wise made available by this or any other Act (includ-

1        *ing unobligated balances of prior appropriations)*  
2        *may be available for—*

3                *(A) the assignment of any United States*  
4                *military personnel for temporary or permanent*  
5                *duty in Colombia in connection with support of*  
6                *Plan Colombia if that assignment would cause*  
7                *the number of United States military personnel*  
8                *so assigned in Colombia to exceed 500; or*

9                *(B) the employment of any United States*  
10               *individual civilian retained as a contractor in*  
11               *Colombia if that employment would cause the*  
12               *total number of United States individual civil-*  
13               *ian contractors employed in Colombia in sup-*  
14               *port of Plan Colombia who are funded by Fed-*  
15               *eral funds to exceed 300.*

16               *(2) EXCEPTION.—The limitation contained in*  
17               *paragraph (1) shall not apply if—*

18               *(A) the President submits a report to Con-*  
19               *gress requesting that the limitation not apply;*  
20               *and*

21               *(B) Congress enacts a joint resolution ap-*  
22               *proving the request of the President under sub-*  
23               *paragraph (A).*

24               *(c) WAIVER.—The President may waive the limitation*  
25               *in subsection (b)(1) for a single period of up to 90 days*



1 *in the event that the Armed Forces of the United States*  
2 *are involved in hostilities or that imminent involvement by*  
3 *the Armed Forces of the United States in hostilities is clear-*  
4 *ly indicated by the circumstances.*

5 (d) *STATUTORY CONSTRUCTION.*—*Nothing in this sec-*  
6 *tion may be construed to affect the authority of the Presi-*  
7 *dent to carry out any emergency evacuation of United*  
8 *States citizens or any search or rescue operation for United*  
9 *States military personnel or other United States citizens.*

10 (e) *REPORT ON SUPPORT FOR PLAN COLOMBIA.*—*Not*  
11 *later than June 1, 2001, and not later than June 1 and*  
12 *December 1 of each of the succeeding four fiscal years, the*  
13 *President shall submit a report to Congress setting forth*  
14 *any costs (including incremental costs incurred by the De-*  
15 *partment of Defense) incurred by any department, agency,*  
16 *or other entity of the Executive branch of Government dur-*  
17 *ing the two previous fiscal quarters in support of Plan Co-*  
18 *lombia. Each such report shall provide an itemization of*  
19 *expenditures by each such department, agency, or entity.*

20 (f) *BIMONTHLY REPORTS.*—*Beginning within 90 days*  
21 *of the date of enactment of this joint resolution, and every*  
22 *60 days thereafter, the President shall submit a report to*  
23 *Congress that shall include the aggregate number, locations,*  
24 *activities, and lengths of assignment for all temporary and*  
25 *permanent United States military personnel and United*

1 *States individual civilians retained as contractors involved*  
2 *in the antinarcotics campaign in Colombia.*

3 (g) *CONGRESSIONAL PRIORITY PROCEDURES.—*

4 (1) *JOINT RESOLUTIONS DEFINED.—*

5 (A) *For purposes of subsection (a)(1)(B),*  
6 *the term “joint resolution” means only a joint*  
7 *resolution introduced not later than 10 days of*  
8 *the date on which the report of the President*  
9 *under subsection (a)(1)(A) is received by Con-*  
10 *gress, the matter after the resolving clause of*  
11 *which is as follows: “That Congress approves the*  
12 *request of the President for additional funds for*  
13 *Plan Colombia contained in the report submitted*  
14 *by the President under section 6106(a)(1) of the*  
15 *2000 Emergency Supplemental Appropriations*  
16 *Act.”.*

17 (B) *For purposes of subsection (b)(2)(B),*  
18 *the term “joint resolution” means only a joint*  
19 *resolution introduced not later than 10 days of*  
20 *the date on which the report of the President*  
21 *under subsection (a)(1)(A) is received by Con-*  
22 *gress, the matter after the resolving clause of*  
23 *which is as follows: “That Congress approves the*  
24 *request of the President for exemption from the*  
25 *limitation applicable to the assignment of per-*

1           sonnel in Colombia contained in the report sub-  
 2           mitted by the President under section  
 3           6106(b)(2)(B) of the 2000 Emergency Supple-  
 4           mental Appropriations Act.”.

5           (2) *PROCEDURES*.—Except as provided in sub-  
 6           paragraph (B), a joint resolution described in para-  
 7           graph (1)(A) or (1)(B) shall be considered in a House  
 8           of Congress in accordance with the procedures appli-  
 9           cable to joint resolutions under paragraphs (3)  
 10          through (8) of section 8066(c) of the Department of  
 11          Defense Appropriations Act, 1985 (as contained in  
 12          Public Law 98–473; 98 Stat. 1936).

13          (h) *PLAN COLOMBIA DEFINED*.—In this section, the  
 14          term “Plan Colombia” means the plan of the Government  
 15          of Colombia instituted by the administration of President  
 16          Pastrana to combat drug production and trafficking, foster  
 17          peace, increase the rule of law, improve human rights, ex-  
 18          pand economic development, and institute justice reform.

19          (i) *NATIONAL SECURITY EXEMPTION*.—The limitation  
 20          contained in subsection (b)(1) shall not apply with respect  
 21          to any activity subject to reporting under title V of the Na-  
 22          tional Security Act of 1947 (50 U.S.C. 413 et seq.).

23          SEC. 6107. *DECLARATION OF SUPPORT*. (a) *CERTIFI-*  
 24          *CATION REQUIRED*.—Assistance may be made available for  
 25          Colombia in fiscal years 2000 and 2001 only if the Sec-

1 *retary of State certifies to the appropriate congressional*  
2 *committees, before the initial obligation of such assistance*  
3 *in each such fiscal year, that the United States Government*  
4 *publicly supports the military and political efforts of the*  
5 *Government of Colombia, consistent with human rights con-*  
6 *ditions in section 6101, necessary to effectively resolve the*  
7 *conflicts with the guerrillas and paramilitaries that threat-*  
8 *en the territorial integrity, economic prosperity, and rule*  
9 *of law in Colombia.*

10 *(b) DEFINITIONS.—In this section:*

11 *(1) APPROPRIATE COMMITTEES OF CONGRESS.—*

12 *The term “appropriate committees of Congress”*  
13 *means the following:*

14 *(A) The Committees on Appropriations and*  
15 *Foreign Relations of the Senate.*

16 *(B) The Committees on Appropriations and*  
17 *International Relations of the House of Rep-*  
18 *resentatives.*

19 *(2) ASSISTANCE.—The term “assistance” means*  
20 *assistance appropriated under this heading for fiscal*  
21 *years 2000 and 2001, and provided under the fol-*  
22 *lowing provisions of law:*

23 *(A) Section 1004 of the National Defense*  
24 *Authorization Act for Fiscal Year 1991 (Public*

1       *Law 101–510; relating to counter-drug assist-*  
 2       *ance).*

3               *(B) Section 1033 of the National Defense*  
 4       *Authorization Act for Fiscal Year 1998 (Public*  
 5       *Law 105–85; relating to counter-drug assistance*  
 6       *to Colombia and Peru).*

7               *(C) Section 23 of the Arms Export Control*  
 8       *Act (Public Law 90–629; relating to credit*  
 9       *sales).*

10              *(D) Section 481 of the Foreign Assistance*  
 11       *Act of 1961 (Public Law 87–195; relating to*  
 12       *international narcotics control).*

13              *(E) Section 506 of the Foreign Assistance*  
 14       *Act of 1961 (Public Law 87–195; relating to*  
 15       *emergency drawdown authority).*

16       *SEC. 6108. SENSE OF THE SENATE ON UNITED*  
 17       *STATES CITIZENS HELD HOSTAGE IN COLOMBIA. (a) The*  
 18       *Senate finds that—*

19              *(1) illegal paramilitary groups in Colombia pose*  
 20       *a serious obstacle to United States and Colombian*  
 21       *counter-narcotics efforts;*

22              *(2) abduction of innocent civilians is often used*  
 23       *by such groups to gain influence and recognition;*

24              *(3) three United States citizens, David Mankins,*  
 25       *Mark Rich, and Rick Tenenoff, who were engaged in*

1        *humanitarian and religious work were abducted by*  
2        *one such group and have been held hostage in Colom-*  
3        *bia since January 31, 1993;*

4            *(4) these 3 men have the distinction of being the*  
5        *longest-held American hostages;*

6            *(5) their kidnapers are believed to be members of*  
7        *the Fuerzas Armadas Revolucionarias de Colombia*  
8        *(FARC) narco-guerrilla organization in Colombia;*

9            *(6) the families of these American citizens have*  
10       *not had any word about their safety or welfare for 7*  
11       *years; and*

12           *(7) such acts against humanitarian workers are*  
13       *acts of cowardice and are against basic human dig-*  
14       *nity and are perpetrated by criminals and thus not*  
15       *deserving any form of recognition.*

16       *(b) The Senate—*

17           *(1) in the strongest possible terms condemns the*  
18       *kidnaping of these men;*

19           *(2) appeals to all freedom loving nations to con-*  
20       *demn these actions;*

21           *(3) urges members of the European Community*  
22       *to assist in the safe return of these men by including*  
23       *in any dialogue with FARC the objective of the re-*  
24       *lease of all American hostages;*

1           (4) *appeals to the United Nations Commission*  
2           *on Human Rights to condemn the kidnaping and to*  
3           *pressure the FARC into resolving this situation; and*

4           (5) *calls upon the President to raise the kid-*  
5           *naping of these Americans to all relevant foreign gov-*  
6           *ernments and to express his desire to see this tragic*  
7           *situation resolved.*

8           SEC. 6109. SUPPORT FOR THE DEFENSE CLASSIFIED  
9           ACTIVITIES. *In addition to amounts provided elsewhere in*  
10          *this Act, \$8,500,000 is hereby appropriated to the Depart-*  
11          *ment of Defense under the heading, "Military Construction,*  
12          *Defense-Wide" for classified activities related to, and for the*  
13          *conduct of a utility and feasibility study referenced under*  
14          *the heading of "Management of MASINT" in Senate Report*  
15          *106-279 to accompany S. 2507, to remain available until*  
16          *expended: Provided, That the entire amount is designated*  
17          *by the Congress as an emergency requirement pursuant to*  
18          *section 251(b)(2)(A) of the Balanced Budget and Emer-*  
19          *gency Deficit Control Act of 1985, as amended: Provided*  
20          *further, That the entire amount provided shall be available*  
21          *only to the extent an official budget request for \$8,500,000,*  
22          *that includes designation of the entire amount of the request*  
23          *as an emergency requirement as defined in the Balanced*  
24          *Budget and Emergency Deficit Control Act of 1985, as*  
25          *amended, is transmitted by the President to the Congress.*

## CHAPTER 2

## BILATERAL ECONOMIC ASSISTANCE

## FUNDS APPROPRIATED TO THE PRESIDENT

## AGENCY FOR INTERNATIONAL DEVELOPMENT

## INTERNATIONAL DISASTER ASSISTANCE

For an additional amount for “International Disaster Assistance”, \$35,000,000 for Mozambique and Southern Africa, to remain available until expended: Provided, That the entire amount is designated by the Congress as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985, as amended: Provided further, That the amount provided shall be available only to the extent that an official budget request that includes designation of the entire amount as an emergency requirement pursuant to section 251(b)(2)(A) of the Balanced Budget and Emergency Deficit Control Act of 1985 as amended, is transmitted by the President to the Congress.

## INTERNATIONAL ASSISTANCE PROGRAMS

## INTERNATIONAL SECURITY ASSISTANCE

## FOREIGN MILITARY FINANCING PROGRAM

The value of articles and services authorized for Southern Africa as of March 2, 2000, to be drawn down by the President under the authority of section 506(a)(2) of the Foreign Assistance Act of 1961, as amended, shall not be counted against the ceiling limitation of that section.



1        *Under the authority of section 506(d) of the Foreign*  
 2 *Assistance Act of 1961, as amended, up to \$37,600,000 is*  
 3 *appropriated to the Department of Defense as reimburse-*  
 4 *ment for drawdowns for southern Africa pursuant to section*  
 5 *506(a)(2) of such Act authorized as of March 2, 2000: Pro-*  
 6 *vided, That the entire amount is designated by the Congress*  
 7 *as an emergency requirement pursuant to section*  
 8 *251(b)(2)(A) of the Balanced Budget and Emergency Def-*  
 9 *icit Control Act of 1985, as amended: Provided further,*  
 10 *That the amount provided shall be available only to the ex-*  
 11 *tent that an official budget request that includes designation*  
 12 *of the entire amount as an emergency requirement pursuant*  
 13 *to section 251(b)(2)(A) of the Balanced Budget and Emer-*  
 14 *gency Deficit Control Act of 1985, as amended, is trans-*  
 15 *mitted by the President to the Congress.*

16                    **DEPARTMENT OF JUSTICE**

17                    **DRUG ENFORCEMENT ADMINISTRATION**

18                    **SALARIES AND EXPENSES**

19        *For an additional amount for “Salaries and Ex-*  
 20 *penses,” \$17,850,000 to be made available until expended.*

21                    **METHAMPHETAMINE PRODUCTION AND TRAFFICKING**

22        *For initiatives to combat methamphetamine produc-*  
 23 *tion and trafficking, \$40,000,000 to be made available until*  
 24 *expended: Provided, That the entire amount is designated*  
 25 *by the Congress as an emergency requirement pursuant to*

1 *section 251(b)(2)(A) of the Balanced Budget and Emer-*  
 2 *gency Deficit Control Act of 1985, as amended: Provided*  
 3 *further, That the amount provided shall be available only*  
 4 *to the extent that an official budget request that includes*  
 5 *designation of the entire amount as an emergency require-*  
 6 *ment pursuant to section 251(b)(2)(A) of the Balanced*  
 7 *Budget and Emergency Deficit Control Act of 1985, as*  
 8 *amended, is transmitted by the President to the Congress.*

9 *OFFICE OF JUSTICE PROGRAMS*

10 *STATE AND LOCAL LAW ENFORCEMENT ASSISTANCE*

11 *(RESCISSION)*

12 *Of the unobligated balances available under this head-*  
 13 *ing for the State Criminal Alien Assistance Program,*  
 14 *\$7,850,000 are rescinded.*

15 *This Act may be cited as the “Foreign Operations, Ex-*  
 16 *port Financing, and Related Programs Appropriations Act,*  
 17 *2001”.*

Attest:

*Secretary.*

106TH CONGRESS  
2D SESSION

**H. R. 4811**

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**AMENDMENT**

HR 4811 EAS—2

HR 4811 EAS—3

HR 4811 EAS—4

HR 4811 EAS—5

HR 4811 EAS—6

HR 4811 EAS—7

HR 4811 EAS—8

HR 4811 EAS—9

HR 4811 EAS—10

HR 4811 EAS—11

HR 4811 EAS—12

HR 4811 EAS—13

HR 4811 EAS—14

HR 4811 EAS—15